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Alfred D. Chandler

TOWN RECORDS

OF

BROOKLINE, MASSACHUSETTS,

1838-1857.

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PUBLISHED BY VOTE OF THE TOWN.
1892.

PRINTED BY
C. A. W. SPENCER,
HARVARD SQUARE,
BROOKLINE.

1128719

This volume has been prepared and is published pursuant to the following vote, passed at the special town meeting, held September 18, 1890, under the eighth article in the warrant, to wit:—

Eighth Article,—"To appropriate money for the printing of Town Records."

"*Voted*, That the sum of two thousand two hundred dollars be appropriated for printing the Town Records for the years 1838 to 1871, inclusive, said sum to be taken from any money in the treasury not otherwise appropriated."

The records of the period covered by the above vote are published in two volumes, one comprising the years 1838 to 1857, inclusive, the other the years 1858 to 1871, inclusive.

B. F. BAKER,
Town Clerk.

Brookline, February, 1892.

BROOKLINE TOWN RECORDS.

1838, May. At a meeting of the Inhabitants of Brookline legally warned and assembled at the Town Hall, May 7, 1838, Deacon John Robinson was chosen Moderator.

Voted, That the report on Town Accounts be accepted.

Voted, That the sum of Forty-two hundred dollars be raized for the expences of the Town the current year.

Voted, That the report of the committee for the repairs of Roads at the south part of the town be accepted.

Voted, That the Selectmen be authorized to borrow for the use of the Town One Thousand dollars if need be and placed in the hands of the Treasurer.

Voted, That the time for collecting Taxes hereafter be by the first day of October under the same restrictions as on the first day of January heretofore.

Voted, That Doct. Charles Wild, Deacon Elijah Corey and Ebenezer Heath be a committee to Audit the Treasurer's accounts, and report at the March meeting.

O. Whyte having declined at March meeting being considered as a candidate for the office of Collector & Treasurer, on motion of Deacon Clark a

Vote of thanks was past for his services as Treasurer.

REPORT OF COMMITTEE ON TOWN ACCOUNTS.

The committee which was chosen at the meeting in March last respectfully report that they have carefully examined the books, accounts, securities & vouchers of the late Town treasurer and of the new treasurer of the school fund for the last year as was required of them, and the following is the state of affairs :—

The treasurer of the school fund has received a ballance of	141	63
from the hands of the late treasurer Mr. James Leeds, and		
has collected interest	110	69
making him responsible for	252	32
He has paid for instruction to order of Selectmen . .	255	
leaving the fund indebted to him , ...	2	68

The amount of the fund as it has stood for many years was		2281 01
received from the surplus revenue and devoted to the same purpose as hitherto		2209 54
which with amount taken from the Town treasury to make up a round sum		11 19
gives		$4501 74
for the total amount of the fund at the present time and yeilding (being now all regularly invested) an annual income of		$270 10

The Town treasurer's accounts for a whole tax levied of		3571 35
by bad debts abatements &c	61 63	
now outstanding & unpaid	163 64	224 97
and amount actually collected		3346 38
To this is to be added balance in his hands at the last audit		700 31
and back taxes and other debts collected in the year		348 24
render him accountable to the town in the sum of		$4394 93
But he has exhibited satisfactory evidence of having paid for the use of the town to orders of the Selectmen		4402 23
making the town his debtor in a ballance of		$7 30
The Total disbursements then has been by Town treasurer	4402 23	

The expenditures fall under the following class:

Repairs of Roads	1284 81	
School Houses & Town house	283 53	
Support of the Poor	893 42	
Expences of public education	975 91	
Sallaries & expences of Town Officers	319 23	
Military expences & abatements	30 25	
Damages, pound expences, depreciation of bills	108 58	
County and Needham taxes	605 59	
Engine department fires, &c	155 91	
		$4657 23

By the foregoing statement it will be manifest that the finances of the Town are in arrears, small balances being due to both the Treasurers, the outstanding debts to be paid amounting to about 400$, while nothing is due to the town except a few arrears of taxes which can be brought in offset—this has arisen from the insufficiency of the last tax levied to meet a number of unexpected contingencies which have swelled the expenditures much beyond their ordinary limits. The last tax was as small as has been voted at any time in ten years past, and that too inclusive of the appropriation of 1000$ for the repairs of Highways, while at the same time an unlooked for expenditure of nearly 1000$ was to be provided for from these diminished resources the extent of which this was accomplished proves the Judgement and care with which the affairs of the town are managed, and afford good evidence that the current expences have rather fallen short than exceeded their usual amount.

It is not to be concealed that the expences of the poor have been increasing till they amount to more than double what they were in 1830, but this increase appears to be unavoidable and there is no prospect of this being much less under the present system of providing for their support,—whether any better system can be devised would seem to be a matter of serious consideration for the town.

With respect to the time and manner of collecting and assessing the taxes as well as the period for closing and auditing the town accounts and reporting thereon, it has long since been manifest to this committee that some change was requisite, but as much diversity of opinion exists upon the subject and it has been introduced as one of the leading objects of this meeting, it would seem unnecessary perhaps premature in this committee to report further upon it.

In view of the foregoing statement of finances and other circumstances your committee present to you the following extimate of a Tax necessary to defray the demands which will be presented in the year ensuing.

ESTIMATE.

Outstanding debts	400
Support of the Poor	625
Education	1000
Repairs of Highways	1000
Other repairs	200
Town Officers Salary, Stationary	400
County & Needham taxes	620
Assessing & collecting taxes	125
	4370
deduct for income	170
to be raized by Tax	4200

Your committee cannot close this report without the declaration that they find the books of the two Treasurers faithfully kept, and their accounts all amply avouchered and in good order and the expression of their opinion that the thanks of the town are especially due to Mr. Oliver Whyte, late Town treasurer, for the faithful manner in which he has so long performed the duties which he has now relinquished,—all which is respectfully offered by

CHARLES WILD, }
EBENR. HEATH, } *Committee.*

The committee chosen in 1836 to superintend repairing the Road in the south part of the Town, report as follows :—

The amount expended in 1836 amounted to 357.$\frac{8}{100}$ $, but the wall being not all removed that year the road could not be compleated. The commissioners were called upon and they examimed the road,—as the wall had not been moved according to order they did not accept the road as compleated at that time.

The Inhabitants of Newton and vicinity wishing to have a superior road to any in the region requested the Commissioners last spring to revisit the road, they did so and your committee waited upon them and received further directions respecting the work to be done.

The Commissioners thought at that time to lay out about one hundred dollars more would be sufficient to put the road in good repair,—this sum was found insufficient, the amount expended last year was $170.58, the work was done under the immediate superintendence of your committee in the most economical manner they could possibly devise. The Commissioners were again called upon to examine the road—they said they would attend to it, that your committee need not give themselves any further uneasiness respecting it, they further added that they think the road is in excellent order and that the sum annually raized to repair that road properly expended will keep it in better repair than any road in town similarly located.

In behalf of your Committee,

A. W. Goddard.

$527.64.

Your committee chosen last year to examine the road above Mr. Benjamin White's and make such repairs as they thought proper, ask leave to Report, your Committee did examine the road and were of opinion that the expence to widen and straiten that road as suggested by a previous committee was too great a sum to lay out for the trifling advantage the Town would receive. The length of road to be straitened and widened is twenty-five rods, the least expence would be 200 dollars, the chief expence would be to dig away the bank and lay the wall. Your committee were of opinion that the Town ought not to lay the wall that it is not customary for towns to build the wall in similar cases they therefore concluded to cut the bushes in the road and mend the road, which is all your committee thought proper to do.

In behalf of your committee,

A. W. Goddard.

Novem. At a meeting of the Inhabitants of Brookline legally warned and assembled on the twelvth day of November, 1838, to give in their votes for Governor, Lieut.-Governor, Senators & Counsellors, Representative to Congress and Representative to the State legislature, and also to choose a Moderator and see what the town will do with the fire Engine.

For Governor:

Edward Everett had Ninty votes.
Marcus Morton had Forty-four.

For Lieut.-Governor:

George Hull had Ninty votes.
Theodore Sedgwick had Forty-four.

For Senators and Counsellors:

Thomas French had Eighty-five votes.
Samuel G. Goodrich had Seventy-six.
Joseph L. Richardson had Eighty-five.
Benjn. P. Williams " Forty-four.
Asa Pickering " Forty-five.
Benjn. V. French " Forty-four.
Lewis Fisher " Five.
Lord Rockland " one.
John Ruggles " six.
James Richardson " two.

For Representative to Congress:

William S. Hastings had Ninty-four votes.
Alexander H. Everett had Forty.

For Representative to the General Court:

First trial no choice.
Second trial Thomas Griggs had sixty-three votes and was chosen.
Silas Pierce had thirty-five.
Seth T. Thayer twelve.
Scattering seven.

Thomas Griggs was chosen Moderator, &c.

A committee of nine chosen to recommend what should be done respecting the Fire Engine, and report at an adjourned meeting. The Committee chosen were the Selectmen, Thomas Seaverns, George Stoddard, Dan'l Sanderson, Tho. Tilden, A. W. Goddard, & David Coolidge.

The meeting was then adjourned for three weeks at 3 o'clock in the afternoon to receive the Report of the Committee.

Decem. 3, 1838. At an adjourned meeting from the 12th of November, Mr. Samuel Philbrick was chosen Moderator.

The committee made their Report recommending the procuring a New Engine which was accepted, But so few attended this meeting, It was recommended that the Selectmen call a meeting for the purpose of having a more general attendance.

The committee chosen the 12th November to examine into the situation of the Fire Engine have attended to that duty and make the following report, viz.: That it is advisable in their opinion to purchase a New Engine their reasons are as follows, first according to the best information, the present one does not answer as a suction Engine, secondly, that it is necessary to have a suction Engine in this place as it would be difficult in many places to supply it with water without one, thirdly, that Brookline ought to own one independent of Roxbury, as Brookline has to be at the whole expense of manning and keeping it in order and are obliged to attend to all their fires, and fourthly to refit it as a suction Engine would be attended with considerable expence and Roxbury would still retain their share in it.

For these reasons they think it advisable to purchase a new one and let the old one remain until the two towns can agree to dispose of it. Your committee have made enquiries respecting the expence of a new one and find that one can be obtained with all suitable apparatus for the sum of 850$, made by W. & C. Hunneman, warranted if it did not prove of suitable dimensions to exchange it for one that is at any time by putting the paint in as good order as when delivered and paying the difference between the first cost.

Charles Stearns, Jr.,
Reubin Hunting,
David Coolidge,
A. W. Goddard,
G. Stoddard,
John W. Bass,
Thomas Tilden,
Thomas Seaverns.

1838, Decem. At a meeting of the Inhabitants of Brookline legally warned and assembled December 12, 1838,

Deacon Thomas Griggs was chosen Moderator, when the Town

Voted, To procure a new Engine with the necessary apparatus.

Voted, That a committee of Three be appointed to carry the above vote into effect.

Voted, That the Selectmen be the Committee for that purpose.

O. Whyte.
Town Clk.

1839.

JANUARY 7th. The Selectmen met at the Post Office and made the following list of State Paupers:

George Thompson, about 63 years of age, born in England, came to this State in 1802, became chargeable May, 1835, to 1st January 1839, 365 days @ 7 cts		25 55
Ann Potter, 10 years, Brookline, 1828 . .	365 days	
George P. Washington, 1 year, unknown, 1 January 1838 to 1839	365	
	730 @ 4 cts	29 20
		$54 75

1839, MARCH. At a meeting of the Inhabitants of Brookline legally warned and assembled March 4, 1839, for the choice of Town Officers and other business,—

Deacon Thomas Griggs was chosen Moderator.

Oliver Whyte, Town Clerk. Sworn.

Charles Stearns, Junr., John W. Bass, & James Robinson in place of Reubin Hunting who is leaving town for Brighton. } Selectmen & Assessors.

Artemas Newell, Collector and Treasurer.

Doct. John Pierce, Rev. Wm. H. Shailer, Dea. John Robinson, Dea. Elijah Corey, and the Selectmen. } General School Committee.

Seth T. Thayer, North District
Hugh M. Sanderson, & Middle
Samuel Hills, South District } Prudential School Committee.

Elisha Stone, A. Newell, Surveyors of Wood, &c.

George Murdock, Nath'l M. Weeks, Fence viewers.

David Coolidge, Otis Withington, Sam'l Philbrick, Sam'l Pettes, John Dustin, Joseph White, Geo. Craft, Tim. H. Child, & J. W. Warren, } Feild drivers.

John Robinson, J. C. Clark, Dan'l Pierce, Charles Stearns, and James Robinson, } Firewards.

John Dustin, Pound Keeper.

Charles Stearns, Junr.,	1 North District	Surveyors of Highways.
Seth T. Thayer,	2 "	
Samuel Philbrick,	3 "	
John W Bass,	1 Middle	
Henry Pettes,	2 "	
Joseph White,	3 "	
A. W. Goddard,	1 South	
Caleb Craft, Junr.,	2 "	
John W. Warren,	3 "	
John Hayden, Eastern turnpike		
Daniel Pierce, Western do.		

Doct. Charles Wild, Dea. Elijah Corey, & Ebenezer Heath, } Committee on Town Accounts.

Elisha Stone chosen Constable.

John Bullard had sixty-nine votes for County Treasurer.

Ebenezer Seaver had one vote for do.

Voted, That the Report of the Auditors on Town Accounts be accepted.

Voted, That Four Thousand five hundred dollars be raized for expences of the Town the Current year.

Voted, That One Thousand dollars of the money voted to be raized be expended in repairing the highways within the Town, and that the same shall be assessed upon Polls and Estates of the Inhabitants resident & non-resident as other town charges are assessed, and be collected as other town taxes are collected, nine hundred dollars of which to be divided between the several highway districts in the same proportions as was ordered last year, and that one hundred dollars be left with the Selectmen to be applied at their discretion, and that the Selectmen shall be authorized to draw orders in favor of the several Surveyors for such part and no more of each District's portion as said Surveyors shall have lawfully expended in repairing the roads.

Voted, That the money belonging to the Two Parishes, being the proceeds from the sale of wood from the Needham wood lot, be divided between the two Parishes in Brookline (as per vote 2d page following).

Voted, That a committee consisting of Dea. Elijah Corey, Daniel Sanderson, and Thomas Tilden do examine the state of the Middle and South school houses and report at the next Town Meeting the probable expence of repairing the same.

Voted, To accept the report on the school fund as follows :

By a vote of the town the Trustees of the School Fund were requested to report annually the amount of said fund and to whom loaned with the security for the same. They have attended to that Duty and make the following report.

To Theophilus Dame, Note and Mortgage on House & Land in Brighton with Policy of Insurance	435 84
Edward Hall, Note & Mortgage on his Real Estate in this Town with a Policy of insurance	204 53
Charles Hastings, Note & Mortgage on land and buildings in Brighton with a policy of insurance	305 00
Samuel Brown, Note and Mortgage on land and buildings in Boston with policy of Insurance	811 11
Daniel Kingsbury, Note & Mortgage on land in Newton with policy of insurance	1225 00
Dea. John Robinson, Note & Mortgage on House land and Tanyard in Brighton with policy of Insurance . .	1520 73
Total sum of said fund	$4502 21

We are persuaded that the above security is satisfactory.

CHARLES STEARNS, JR.,
DANIEL SANDERSON,
JAMES ROBINSON,
REUBIN HUNTING,
} *Trustees of School Fund.*

Voted, To accept the Report on the New Engine, Brookline, as follows : —

The undersigned having been appointed a committee at a Town meeting holden December 12th, to procure a new Fire Engine and necessary apparatus, having attended [to] the same, state that they have received proposals from several Engine manufacturers.

Your committee were requested by several members of the Engine Company to purchase one of Mr. Hunneman's manufacture.

After having noticed Engines of the several different constructions in operation they saw no reason why their request should not be granted. Your committee upon these considerations proceeded to contract with Mr. Hunneman to furnish a new Fire Engine and necessary apparatus to be built of the best material and finished in a thorough and workmanlike manner for the sum of nine hundred dollars, to be finished by the first Monday in February. The Engine being delivered was tried in various ways by the Engine Company and performed in a manner which we are pleased to learn was satisfactory to the company and likewise to your committee with the exception of the leading Hose which are to be exchanged and such given in return as shall be acceptable.

CHARLES STEARNS, JR.,
REUBIN HUNTING,
JOHN W. BASS,
} *Committee.*

Voted, That the Town Treasurer be authorized and directed to collect the proceeds of the sale of wood from the ministerial wood lot in Needham, it having been loaned to Mr. Daniel Colby of Boston as per his Note and Mortgage and the same with the Interest that may be due thereon to divide and pay over in *equal parts* to the treasurers of both Parishes taking their seperate receipts for the same.

Voted, That a committee of five, Samuel Philbrick, Dea. Timothy Corey, Moses Jones, Doct. Wild, Joshua C. Clark, examine the old Engine and Report at next meeting with recommendation how it shall be disposed of.

Voted, That the Town Hall cannot be granted for the use of a private school.

Voted, That the Selectmen be a committee with Doctor Shurtliff & Seth T. Thayer to remonstrate against the prayer of the Aqueduct Corporation as follows:

Whereas, There is pending in the Legislature a petition from the Aqueduct Corporation in Boston for an Act to empower said corporation to divert the brooks of water which pass through this Town from their natural course, and whereas the streams are so small they can be but as a drop in the Bucket in comparison with the wants of the City, yet are of immense importance to the public in another point of view as they pass through a great proportion of the town, crossing the roads in several places, affording watering places (for the Inhabitants and to the travelling community) of which there are none other between the city and the upper part of Newton.

It is therefore *Voted*, That the Selectmen, Doct. Shurtliff and Seth T. Thayer be a committee to present a remonstrance in behalf of the Town against the said petition being granted, and that our Representative be requested to urge upon the Legislature that no act be granted that will deprive this Town and the public at large of these important natural rights.

Voted, That this meeting stands adjourned till the first Monday in April next at 3 o'clock in the afternoon.

REPORT OF COMMITTEE ON TOWN ACCOUNTS.

The committee [appointed?] by the Town to examine into and Report upon the accounts of the Town treasurer and the Treasurer of the School Fund of the Town of Brookline for the Year ending March 1, 1839, Respectfully represent that from a full and careful investigation of the subjects submitted to them they find that the Treasurer of the School Fund has received $726 06

of which $525 was from bond & mortgage redeemed, but in course of the year reinvested		525 00
and he has paid balance due to himself last year .	2 68	
expense of office	1 25	3 93
leaving in his hands a balance of		197 13
		726 06

Mr. Oliver Whyte, the former Town Treasurer, since the last audit and previous to delivery of the Books to the present Treasurer, had received		$272 04
of which he had paid out to order of Selectmen, current expences, &c.	218 66	
and he paid over to the present Treasurer . .	53 38	272 04

---

the whole tax levied for the year 1838 was . .	4231 93	
from which deduct bad debts, errors & losses	42 75	
balance amt. unpaid	6 31	
leaves amount of Taxes for the year actually received		4182 87
Mr. Newell's additional receipts as Treasurer for the year:		
From O. Whyte		53 38
Proceeds of hay scale		58 03
Rects. from State bounty & Military		41 02
Interest of Parish Fund		50 00
Borrowed for Use of Town		1000 00
		5385 30
of this amount he has paid to order of Selectmen . .		4916 70
and leaving in his hands at the close of accounts . .		$468 60

Thus it appears that there has been paid out for the purposes of the town by Mr. Whyte		218 66
By School Fund Treasurer		3 93
and by Town Treasurer		4916 70
making grand total		5139 29
of this there has gone to payment of permanent debts	625 80	
pay of demands to be refunded, such as State bounty, Military and Parish . .	91 02	716 82
Leaves the amount paid for the current expenses of the Year		$4422 47

This money has been devoted to the following purposes, viz.:		
For support of the Poor		618 44
Purposes of Education, Instruction		786 35
Repairs of school houses		33 79
General repairs Town House, burial grounds, &c. . . .		120 90
County and Needham taxes		511 01
Repairs of Highways		987 60
Abatement of taxes		16 10
Engine department Current Expenses . .	153 14	
New Engine	900 00	1053 14
Town officers, levying, assessing and collecting taxes, Salaries, Stationery, legal advice, &c. . . .		295 14
		$4422 47

Your committee have the satisfaction to report that they find the affairs of the town in a favorable condition and that notwithstanding the expence of important repairs and a new Engine under a tax of less than usual amount the permanent [debt?] of the town is short of 650$. The new arrangement as to the Period of collecting taxes appears thus far to have worked favorably and the amount to have been promptly collected, the delinquencies are without precedent small, being by lapses, errors & remissions, only $42.70, and good balances unpaid but $6.31, whether this be attributable to change in the mode and period of collection or to the efficiency of the Treasurer carrying the closer regulations into prompt execution, it seems but the duty as it is the pleasure of the Committee to bear testimony to the most perfect accuracy with which the Books have been kept, the very great degree of completeness in closing and settling all accounts due or payable up to the very date of the examination and the punctual tender of the balance on hand in cash to the Committee. Depending on the continuance of the same faithful efforts on the part of the Selectmen & Treasurer, your Committee [think?] that the payment of all the Debts of every description as well as of important and extensive repairs which will probably be found necessary for the southern school houses may be well accomplished by a Tax based on the following Estimate, viz. :—

ESTIMATE.

Payment of permanent debt	650
" of outstanding debts	500
" County & Needham taxes	600
Support of the Poor	600
" of Schools	1000
Repairs of Highways	1000
" of Buildings, &c.	500
Engine	150
Assessing & Collecting taxes	125
Town officers, stationery & contingencies	200
	5325 00

The following resources will in part meet this, viz. :—

Balance in the hands of Town Treasurer	468 00	
of School Treasurer	197	
Proceeds of Hayscales	80	
Due from Commonwealth	80	825 00
		$4500 00

All which is Respectfully submitted by

CHARLES WILD,
ELIJAH COREY, } *Committee.*
EBENR. HEATH,

The meeting was adjourned to the first Monday in April at 3 o'clock P. M.

1839, April 1st. At an adjourned meeting of the inhabitants of Brookline from the 4th March,—

Deacon Thomas Griggs, Moderator.

The committee appointed to enquire into the situation of the Engine Norfolk made their report which was accepted and is as follows:—

The committee appointed by the Town of Brookline at their annual meeting in March to examine the circumstances attending the purchase of the Fire Engine Norfolk and ascertain what disposition can best be made of it, having attended to the subject ask leave to report,—That from the list of subscribers which has been found it appears that in the year 1828 the sum of 325 Dollars was subscribed by the Inhabitants of Brookline and 150 Dollars by the Inhabitants of Roxbury, making a sum total of 475 dollars for the purpose of Purchasing a new Engine and erecting an Engine house. It also appears that the Engine Norfolk was accordingly purchased for the sum of 400 dollars, 30 dollars of which was paid from the sale of an old Engine, leaving a balance of 370 dollars, which deducted from the amount subscribed leaves the amount of 105 dollars to pay for building the Engine house. It further appears evident that the subscribers intended the Engine for the use & benefit of the Towns of Brookline & Roxbury without reserving any claim of individual interest; altho no entry on our records appears to have been made of any formal presentment of said Engine to the respective towns, yet we find an appropriation was made by the Town of Brookline in 1829 of 50 dollars for the purpose of aiding jointly with Roxbury in providing Buckets and hose for said Engine, and subsequently expences to considerable amount for alterations and repairs have been paid by the respective Towns, under whose joint and seperate care and direction it has been always held. Your committee believing that if said Engine should be still kept stationed at the village it may be useful to both Towns and that it can be readily manned by a voluntary company from both Towns, have concluded to recommend the relinquishment of said Engine entirely to the Town of Roxbury as long as said Town will keep it in good repair and a supply of men can be found to voluntarily work it and unite with the Brookline Engine Company in extinguishing fires in both towns, provided that said Engine shall be kept located at the Punch Bowl Village (so called). The Town of Roxbury having adjourned their annual meeting to the same day at which our meeting is adjourned without taking any action on this subject, your committee have had no opportunity of conference thereon with said Town. They would therefore respectfully recommend that a committee be appointed with authority to make to the Town of Roxbury a tender of said Engine on the above named conditions, and report the Result at a future meeting, all which is Respectfully submitted.

Brookline, April 1, 1839.

Saml. Philbrick,
Timothy Corey,
Joshua C. Clark,
} *Committee.*

Voted, That the same Committee call on the Town of Roxbury to ascertain if they will accept the proposition as stated in the above report.

Voted, That the Report of the committee on the South school house be accepted.

Voted, That the same committee carry the improvement recommended into effect.

The committee chosen at the Town meeting in March last for the purpose of examining the school houses beg leave to report.

That after several meetings and deliberating together we have finally agreed to recommend as follows, that the Putterham school house (so called) have the back end carried back eight feet and that the sides and the roof be made to correspond with the other part, and also to put in two windows to correspond with the others and all new seats such as we have seen at Dorchester. Expence estimated by Mr. Stone 125 dollars.

ELIJAH COREY,
DANL. SANDERSON,
THO. TILDEN,
} *Committee.*

Voted, That a committee of three men be appointed, with authority to repair the Middle district school house where it now stands, or to remove the same or build a new one at their discretion on such a lot as Thomas H. Perkins and others will provide to the satisfaction of the committee in exchange for the old lot, provided said Perkins and others will pay the Town Six hundred dollars for exchanging lots, and that Daniel Sanderson, Thomas Tilden and Samuel Philbrick be that Committee.

REPORT OF SCHOOL COMMITTEE.

Read in Town Meeting by the Moderator.

The School Committee of the Town of Brookline would respectfully submit the following as their report for the year ending March 4, 1839.

Soon after their appointment the committee resolved to visit the several schools during the summer session individually assigning a particular month to each member in order that their duties might be efficiently and faithfully performed as the laws of this state require. In their occasional visits during that session they found nothing in any of the schools that was particularly objectionable but much that was worthy of commendation. At the semi-annual examination it was evident that the school in the centre of the Town had suffered materially from a want of punctual attendance on the part of the scholars, an evil which tho much to be regretted the Comm. believe difficult if not impossible to remedy. The primary school they found in a very flourishing condition

giving abundant evidence of the faithfulness on the part of the Teacher as well as diligence on the part of the scholars. During the Winter Session the schools have all been in a prosperous condition, the several districts have it is believed, been singularly fortunate in obtaining well qualified instructors, and probably the Town as a whole has not for a number of years been more highly favored in this respect.

The committee have made no alteration in regard to Books except the introduction of Smith's Productive Geography in the place of Olney's and Malte Brun's. They have at present no suggestions to make in respect to any particular improvements, believing that no one method of proceeding can be adapted to all places, and that the general course which has been pursued the past year is well suited to the wants of this Town.

The committee however will ever be ready to listen to any suggestions upon the best method of improvement in regard to the schools generally, or to any recommendations of particular books, which the Board of Education may see fit to give and such suggestions and recommendations shall receive the attention which in the opinion of the Com. their importance may demand.

JOHN PIERCE, *Chairman of the Sch. Com.*

WM. H. SHAILER, *Secretary.*

O. WHYTE, *Town Clerk.*

1839. Be it remembered that on the 23d day of October, 1839, we the subscribers being authorized as the Law directs met and proceeded to perambulate the boundry line between the towns of Roxbury and Brookline viz.:—beginning at the point in the full Basin where the bounds of Boston, Roxbury and Brookline meet, from thence continuing the channel of Muddy river to the northwest corner of Lemuel Foster's land to the stone monument marked RB, from thence to a stone monument on Washington street marked RB, from thence to a stone marked RB, lying in the wall near the dividing line between the land of Oliver Whyte and Samuel Philbrick, from thence to a stone marked RB lying and confined in a willow tree near the end of the wall by the edge of the swamp belonging to the heirs of Will'm Wyman, from thence to a stone marked RB lying on a rock in the wall between the land belonging to the heirs of William Wyman and John Tillson, thence to a stone marked RB lying in the wall by a rock in Thomas Wyman's pasture, thence to a large stone marked RB lying in the wall or fence between the lands of Thomas Lee and Joseph Curtis, from thence to a stone monument marked RB on Perkins street, thence to a stone set in the ground on the hill in Captain Cooke's land, from thence to a white oak tree standing in the wall between the land of Mrs. White and Joseph Goddard's land marked RB, thence by said wall to a stone monument marked RB, standing in land of B. Lincoln, thence to a monument marked RB at the corner of Alvin Loker's lane, thence to a stone marked RB, lying on the wall on the east side of the end of Loker's lane, from thence to a stone marked RB lying on a large rock between the land of Willard A. Humphrey and land belonging to Charles Stearns, Jr., from thence to a stone monument marked RB at the corner of the wall between the late William Baker and Mr. Wood-

ward's land, from thence to a large stone marked RB in A. D. Weld's meadow, thence to a rock marked RB and heap of stones in A. D. Weld's pasture, thence to a large stone on the rocks in land of Mr. Billings' marked RB, thence to a white oak tree marked RB standing in the wall, thence across the swamp to its westerly edge to a stone monument marked RNB which forms the corner bounds between Roxbury, Newton & Brookline Line, all of which bounds we have agreed to and renewed the day and year before mentioned.

ELIJAH LEWIS,
NATH'L S. PRENTISS,
ISAAC DAVIS,
Agents for Roxbury.

CHARLES STEARNS, JUN.,
JAMES ROBINSON,
O. WHYTE,
Agents for Brookline.

Be it remembered that on the 6th day of November, 1839, we the subscribers being authorized as the Law directs, met and proceeded to perambulate the boundary line between the Towns of Newton and Brookline, viz. :—beginning at a stone monument marked BNB in John Kingsbury's meadow, and running to a stone marked NB on the wall at the end of the old lane, thence to a stone marked NB on the end of the old wall, thence to a heap of stones in a bunch of maples about 3 feet from a fence, one marked NB, thence to an abutment-stone at the corner of the wall in Joseph Lee's land marked NB, thence to a stone marked NB on the wall on the highway by land of Samuel Pettes, thence to a stone monument marked NB on the southerly side of the Worcester turnpike by land of Sam'l Pettes, thence to a stone marked NB in the wall on the northerly side of the road near the house of A. Hide, thence to a stone marked NB on the wall by Eben Crafts' land, thence to a stone marked NB in the wall near Capt. Clark's land, thence to a stone marked NB at the end of the wall near stake meadow, thence to a stake and stones marked NB in stake meadow, which bounds make a corner, thence to a stone marked NB on the wall by land of T. Hyde about 12 rods from the last mentioned bounds, thence to a stone monument marked NB in the Highway opposite the end of the wall, thence to a stone in the wall marked NB on the south side of the Road near the saw mill, thence to a heap of stones on a large rock in Caleb Craft's pasture one marked NB, thence to a stone monument marked RNB near the westerly edge of troublesome swamp which forms the corner bounds between Roxbury, Newton and Brookline line which bounds we have agreed to and renewed this day.

CHARLES STEARNS, JUN.,
O. WHYTE,
JAMES ROBINSON,
Agents for Brookline.

LUTHER PAUL,
OTIS TROWBRIDGE,
Agents for Newton.

Be it remembered that on the fifteenth day of November, A. D. 1839, We the subscribers being authorized as the Law directs met and proceeded to perambulate the boundary line between the towns of Brookline and Brighton, viz. :— beginning at the mouth of the smelt Brook where it empties into Charles river, thence by said brook to where it intersects

the western avenue, thence to a rock marked ℬ by the edge of the swamp near the high land and about thirty rods distant from the house occupied by Horace King, thence to a stone marked ℬ set in the land belonging to the heirs of Moses Griggs near the end of the old stone wall, thence to a stone monument marked B.B. on the south side of the great road, thence to a stone marked ℬ set in the wall and land of David Coolidge with [within?] one foot of a large walnut tree, thence to a stone monument marked B.B. on the great road at the corner of the late Jonathan Livermore's lane, thence to a stone marked ℬ set in the ground of Timothy Corey opposite to Horace Pierce's land, thence to a stone marked B.B. set in the wall at the corner of the heirs of Penniman and Charles Dana and Timothy Corey's land, thence to a stone set in the wall marked B.B. on the westerly side of the lane nearly opposite Joseph White's house, from thence to a stone monument set in the ground of John Kingsbury's meadow marked N.B.B. which forms the corner bounds between Newton, Brookline and Brighton.

CHARLES STEARNS, JR.,
JAMES ROBINSON,
O. WHITE,
Agents for Brookline.

HORACE HAYNES,
GEO. LIVERMORE,
Agents for Brighton.

Nov. At a meeting of the Inhabitants of Brookline legally warned and assembled November 11, 1839, to give in their votes for Governor, Lieut.-Governor, Senators and Counsellors and Representitive to the State Legislature:

Edward Everett had seventy-eight votes
Marcus Morton had fifty-four votes
} for Governor.

Nathan Willis had fifty-three votes
George Hull had eighty votes
Seth Sprague had one vote
} for Lieut.-Governor.

For Senators and Counsellors:

Joseph L. Richardson	had	seventy-six votes.
James M. Robbins	"	seventy-seven.
Appleton Howe	"	seventy-five.
Benj. P. Williams	"	fifty-five.
Bradford L. Wales	"	fifty-four.
Lucas Pond	"	fifty-one.
Samuel E. Sewell	"	one.
A. M. W. Worthington	"	one.
William Jackson	"	one.
Lewis Fisher	"	one.
William Ellis	"	one.
Jona. Dorr	"	one.

For Representitive:

1st trial.	Thomas Griggs	had	fifty-seven votes.
	James Bartlet	"	forty-three.
	Marshal Stearns	"	seventeen.
	Bela Stoddard	"	one.
	Samuel Pettes	"	one.
2 trial.	Thomas Griggs	had	fifty-seven votes.
	James Bartlet	"	forty-four.
	Marshal Stearns	"	sixteen.
	Doct. Shurtleff	"	one.
	Silas Pierce	"	one.
3 trial.	Thomas Griggs	had	fifty-two votes.
	James Bartlet	"	forty-four.
	Marshal Stearns	"	eighteen.
	Silas Pierce	"	one.

No choice being made it was voted that the meeting be indefinitely postponed.

Deacon Thomas Griggs was then chosen Moderator, & a vote passed that a committee of report at March Meeting the necessity and advantage of having a singing school supported by the Town.

O. White, *Town Clk.*

1840, February. The Selectmen met at Mr. Newells 3d February and made a list of Paupers.

The number of persons relieved Eight, legal settlement in Town Six.

State Paupers in town two.

Foreigners (American) one, from England one.

Weekly cost of supporting Paupers Ten dollars $\frac{80}{100}$.

Made dependant in consequence of Intemperance Five.

Total amount of expense of Paupers one year Five hundred sixty-two dollars. Received from the State Treasury Forty doll$\frac{15}{100}$.

	age	born in	came to this state	became chargeable	up to
George Thompson.	64 yrs.	England.	1802.	1835	1840.
Ann Potter.	11 years.	Brookline.	——	1828	1840.

1840. At a meeting of the Inhabitants of Brookline legally warned and assembled March 2, 1840, for the choice of Town Officers, &c.—

Deacon Thomas Griggs was chosen Moderator.

Oliver Whyte, Town Clerk.

Charles Stearns, Junr., James Robinson, Benjamin B. Davis, } Selectmen and Assessors.

Artemas Newell, Colector and Treasurer.

Doct. John Pierce, Rev. Will. H. Shaler, Doct. Cha. Wild, } General School Committee.

David Coolidge, North District, Daniel Sanderson, Middle, Samuel Hills, South } Prudential School Committee.

Charles Stearns, Junr., Abijah W. Goddard, Daniel Sanderson, James Robinson, } Trustees of School Fund.

Artemas Newell, Elisha Stone, } Surveyors of Wood, &c.

A. W. Goddard, Marshal Stearns, } Fence Viewers.

James Bartlet, Samuel A. Robinson, Caleb Clark, George Cushing, Jos. L. White, Charles Pulsifer, Phin. Goodenow, Samuel Hills, Simon Warren, } Field Drivers.

Marshal Stearns, James Bartlet, Seth T. Thayer, } Firewards.

George Cushing, Pound Keeper.

Doct. Charles Wild, Ebenezer Heath, Dea. Elijah Corey, } Committee on Town Accounts.

Elisha Stone, Constable.

Charles Stearns, Junr., 1st North district, $100
Dea. Elijah Corey, 2 " " 170
Caleb Clark, 3 " " 80
} Surveyors of Highways.

Charles Pulsifer, 1st Middle District, $90
Thomas Quimby, 2 " " 20
Daniel Sanderson, 3 " " 30
Chancy Woodward, 1st South " 60
A. W. Goddard, 2 " " 80
John W. Warren, 3 " " 120
Hugh M. Sandburn, Eastern Turnpike 160
Daniel Pierce, Western Do. 90
} Surveyors of Highways.

John Bullard had fifty-two votes for County Treasurer.

Voted, That the Report of the Auditors of Town Accts. be accepted.

Voted, That Three Thousand dollars be raized for the expence of the Town the current year beside the Highway Tax.

Voted, That one thousand dollars be raized for repairing the highways in this town the ensuing year—and that the same shall be assessed upon the Polls and Estates of the inhabitants residents and non residents as other town charges assessed and shall be collected as other town taxes are collected, and shall be divided between the several highway districts in the same proportions as the divission of last year, and that the several Highway surveyors shall present their accounts of repairs to the Selectmen for settlement and that no account be allowed that does not conform to the requirements of the Law in regard to the time when the labour is performed and that is not satisfactory to the Selectmen.

Voted, That the Treasurer and Collector receive two and one half per cent on the tax collected for the ensuing year.

Voted, That the Report of the School Committee be accepted and that the report be printed at the expence of the town and a copy distributed to each family in town.

Voted, That the School Committee be clothed with power to direct the management of all the schools in town with respect to Books, &c., and that they give names to the different school districts.

Voted, To accept the report of the Committee on the school fund.

Voted, That the thanks of the town be presented to those members of the committee who have not been re-elected.

Voted, That the subject of the committee on singing schools be dismissed.

Voted, That a committee of nine persons, viz., Seth T. Thayer, David Coolidge, Daniel Sanderson, Samuel Hills, Charles Stearns, James Robinson, Benjamin Davis, Abijah W. Goddard and Thomas Tilden be added to the general School Committee, to see if any improvement can be made in the town schools.

Adjourned for two weeks at three o'clock.

The committee to whom by the vote of the town was intrusted the duty of auditing the accounts of the treasurer of the Town of Brookline and of the school fund belonging to the town hereby report that they have performed the duty assigned to them and find the following to be the state of accounts for the past year:

Mr. Artemas Newell, Town treasurer, had a tax committed to his care for collection of		$4524 53
from which abatements were necessarily made of		112 92
leaving the whole tax legally assessed of which every cent was collected of		$4411 61
He has collected from old debts, back taxes, Hay scales and other sources		638 94
which with the balance in his hands at last credit		468 60
making him accountable to the town in the total sum		5519 15
of this he has disbursed to the orders of the Selectmen		5049 60
Leaving in his hands a ballance of		$469 55
Deacon Thomas Griggs, treasurer of the school fund, has collected the interest of the whole fund		270 06
back interest		39 21
which with balance in his hands at last audit		197 13
making his Gro. Amt.		$506 40
he has paid for stationary	1 50	
M. Curtis, salary	140	
J. Wilson	64	205 50
he now holds		$300 90
There has been paid therefore by the Town treasurer		5049 60
school treasurer		205 50
		5255 10
of which in payment of principal & Interest of town debt		1074 87
making current expences of the year		$4180 23
Viz. For purposes of Education	993 32	
Repairs of Highways	1088 39	
Repairs general	165 32	
" to upper school house	507 53	
Support of Poor	545 51	
Engine	99 86	
County & Needham taxes	511 37	
Town offices	233 93	
Contingencies	35 00	
		4180 23

Your Committee have great satisfaction in reporting that the pecuniary concerns of the town are in a very prosperous condition at no time within the last twelve years has there been less debt or responsibility

resting upon the town, and they believe the fact unprecedented that within ten months after the last annual tax had been levied every cent of it (except the abatements found necessary by the statutes of the Commonwealth) has been paid into the treasury, every order drawn by the Selectmen paid, and the balance, $469.55, tendered in cash by the treasurer to your committee. Beyond the ordinary current expences of the year there is short of $150 due as a debt from the town, while the balance in the hands of the treasury, with the probable income receipts for the ensuing year, will exceed $1100.00.

The Books and accounts have been found by your committee, kept with the most perfect promptness and accuracy, and they think that the present system of corresponding accounts between the Selectmen & town Treasurer with the close observance of issuing orders by that board and the scrupulous adherance to them by the Treasurer is productive of much precission and safety to the town and leave no room for improvement in the management of its concerns.

It has been suggested by the Selectmen that the commission allowed to the town treasurer as collector of taxes is by no means an adequate compensation for his labors & sacrifice in their collection, and the committee cheerfully concur in the opinion that for duties so faithfully and punctually performed a greater recompense would be no detriment to the general interest.

As a basis for the next levy of taxes we would submit the following:

ESTIMATE OF APPROPRIATIONS.

For extinction of Town debt			150 00
Current debts			500
Support of the Poor			600
Education			1100
Repairs of Roads			1000
" of Buildings, etc.			400
County & Needham taxes			650
Assessing & collecting taxes			150
Town officers & contingencies			200
			4900
From this Deduct			
Balance in hands of Treasurer	469 55		
School Treasurer	300 90		
Income from Hay scales	80 00		
of school fund	270 06		
	say		1100
Will leave the sum necessary to be raized			$3800
or for security	$4000		

Respectfully submitted by

CHARLES WILD,
ELIJAH COREY,
EBENR. HEATH,
Auditing Committee.

March 2, 1840.

At an adjourned meeting from the 2d of March to Monday 16th March:

Deacon Thomas Griggs Moderator.

George Cushing was chosen Surveyor of the 1st Middle district instead of Charles Pulsifer who declined serving.

Samuel Craft was chosen on School Committee instead of Doctor Charles Wild who declined serving.

Voted, That the report of the removal and repairs of the South school house be accepted.

Voted, That the report of the committee on the Fire Engine Norfolk be accepted.

Voted, That the former committee on this subject be continued and that a proposition be made to Roxbury to dispose of said Engine and the proceeds be divided between the Towns in proportion to what each advanced for the purchase.

Voted, That the Report of the committee on the Southwest school house and Lot be accepted.

Voted, That the Report of the committee on Guide-boards be accepted.

Voted, That the report of the committee on the improvement of schools be accepted with the reserve that the prudentials committee chosen remain the present year.

Voted, That the present prudential committee take into consideration the subject of dispensing with said committee in future and report at next March meeting.

Voted, That the Report of the Town treasurer with respect to disposal of Parish funds be accepted.

The committee appointed by the town of Brookline at an adjournment of their annual meeting in April last with authority to put in repair the Middle or Western district school house where it then stood or to remove the same or to build a new House at their discretion upon some other lot of land which Thos H. Perkins and others might procure and give in exchange for the old school house lot provided a consideration of six hundred dollars could be obtained for exchanging lots.

Now ask leave to report—That after repeated conferrences and correspondence with the parties interested in having the old school house removed, causing a delay of several months, an exchange of school house lots was finally effected on the conditions above named, and a title to the new lot was obtained for the Town from Benjamin White and Warren White and delivered to the chairman of the Selectmen to be placed on

the county records. After repeated but unsuccessful efforts to effect a sale of the old school house your committee caused it to be offered at public Auction, but no one offering anything like its value to the town in the estimation of your committee it was bid off for the town, removed and thoroughly repaired with the best of material and workmanship. In doing this your committee were governed by a strict regard to the interests of the Town, and if the amount expended in repairs should be considered sufficient for the erection of an entire new building, your Committee have the satisfaction in believing the old frame superior for strength and duribility to any new one that could now be procured, and that the building as now repaired is more valuable to the town than any building of the same accommodations could have been made of materials entirely new at the same expence.

Cost of Repairs as Follows.

For advertizing and offering house for sale		$2 34
For removing house, underpining same, and for diging and stoning vault, per J. Russel's bill . . .		100
For Lumber and carting as per C. & F. A. Heath's bill .		248 00
For labour in removing brick from walls of the house, removing fence and for sundry articles of hardware, as per Mr. Haynes' bill		33 03
For masonry in lining walls, plaistering building, making chimney, & for brick, as per Mr. Carr's bill . .		46 75
For painting and glazing, as per Mr. Snow's bill . . .		50 75
For carpenter work, as per Mr. Haynes' bill		331 76
For removing stone and leveling ground around the House, as per Mr. Sanderson's bill		10
For Stove funnel and sundry house utensils		12 74
For Nails, hinges & screws, as per Mr. Newell's bill . .		23 71
making a total expenditure of		$859 07
which has been received as follows :—		
By cash received for exchange of Lots . . .	$600 00	
By ditto received from orders on Town treasurer	259 07	
		859 07

all which is submitted for the committee,

Sam'l Philbrick, *Chairman.*

Brookline, March 2, 1840.

The committee appointed by the town of Brookline at the adjournment of their annual meeting in April last to make a surrender of the Fire Engine Norfolk to the town of Roxbury, provided said town would keep the same in good repair and a voluntary company could be found to man and take proper care of it, respectfully ask leave to report: That your committee called soon after their appointment on the Selectmen of Roxbury and made a tender of said Engine to them on the condition above named which was accepted by the said Selectmen with the proviso that said Engine should be kept housed without charge to them. But no company has yet been formed to man or take charge of said Engine and it remains unused and consequently in a condition of gradual decay, and will soon be of no value unless some disposition be made of it, All which is subscribed for the committee. Brookline, March 2, 1840.

Sam'l Philbrick, *Chairman.*

The committee appointed for the purpose for enlarging the school house in the Southwest district have attended to that duty and are prepared to report.

Upon examination of the old deed given to the Town, 1777, by Joseph Smith of Roxbury, your committee ascertained that all the land belonging to the Town for the purpose of a school house in that place was twenty by thirty feet consequently the house could not be lengthened out in rear a single foot until we had purchased more land. The house was situated so near the line of two owners that we were obliged to contract with both in order to accomplish our object. There being a small piece of land on the easterly side of the school house belonging to the town in the form of a wedge, an exchange was made with Mr. Joseph Curtis of Roxbury for eight or ten feet giving him as much in front as was taken in rear; also purchased of Mr. Samuel Hills fifteen hundred feet of land so that the house may have land sufficient to erect a new school house or out-buildings hereafter if necessary.

Account of the expences as follows:—

Paid	Mr. Samuel Hills for land & deed	$5 00
"	Mr. Elisha Stone for labour	112 24
"	Mr. Charles Heath for Lumber	67 07
"	Mr. Newell for Nails, &c.	7 44
"	Mr. Tufts	2 38
"	Mr. C. Perkins for mason work	11 26
"	Mr. Snow for painting	38 33
		$243 72

March 14, 1840.

DANIEL SANDERSON,
THOMAS TILDEN, } *Committee.*

By a vote of the Town the Trustees of the School Fund were requested to report annually the amount of said fund and to whom loaned, with the security on the same. They have attended to the duty and made the following report:—

To Samuel Brown's note and mortgage on land and buildings in Boston, with policy of insurance . .	811 11
To Charles Hastings, note and mortgage on land and buildings in Brighton, with policy of insurance . .	304 53
To Theophilas Dame's note and mortgage on house and land in Brighton, with policy of insurance . .	435 84
To Edward Hall, to note and mortgage on his real estate in this town, with policy of insurance . . .	204 53
To John Robinson, note and mortgage on house, land and Tanyard in Brighton, with policy of insurance .	1520 73
To Daniel Kingsbury, note and mortgage on land and buildings in Newton, with policy of insurance .	1225 —
Total sum of said fund	$4501 74

We are convinced that the above security is perfectly satisfactory.

CHARLES STEARNS, JUNR.,
JAMES ROBINSON,
DANIEL SANDERSON,
A. W. GODDARD, } *Trustees of School Fund.*

The Law requires that the Selectmen shall report to the Inhabitants all the places in which Guide-boards are erected and maintained within the Town, and all places at which, in the opinion of the Selectmen, they ought to be erected and maintained.

They beg leave to Report: The following are where they are erected and maintained:—

Two by Mr. Newell's store, 1 to Brighton, 1 to Newton.
One " Charles Stearn's, to Cambridge.
Three " Mr. Acker's, 1 to Brighton, 1 to Newton, 1 to Dedham.
Two " Baptist Meeting house, 1 to Brighton, 1 to Cambridge.
Two " Mr. Pette's, 1 to Brighton, 1 to Newton.
Two " Mr. Perkin's corner, 1 to Newton, 1 to Dedham (& Brighton).
One " Dr. Pierce's Meeting house, to Jamaica plain.
Two " S. G. Perkin's, 1 to Newton, 1 to Jamaica plain.
One " Mr. Cabot's corner, to Brighton & Dedham.
Two " Mr. Tilden's corner, 1 to Newton, 1 to Brighton.
Two " Mr. Goodnow's, 1 to Dedham, 1 to Newton.

It is the opinion of the Selectmen that there is a sufficient number erected to answer all purposes.

CHARLES STEARNS, JR., }
JAMES ROBINSON, } *Selectmen.*

The committee appointed by the town to consider whether any improvement can be made in our district schools, convened at the House of Mr. Seth Thayer on Friday evening, March 13, 1840—present, Rev. Dr. Pierce, W. H. Shaler, S. T. Thayer, D. Coolidge, D. Sanderson, B. B. Davis, S. Hill, James Robinson, A. W. Goddard and Thomas Tilden.

After some deliberation they resolved to present to the Town the following recommendation as their Report:—

1st. We would recommend that the school at the centre of the Town be kept hereafter six months instead of eight, commencing annually about the middle of April.

2nd. That no scholars be admitted to the Centre school under seven years of age.

3rd. That the several districts have each a school kept by a male teacher five months, commencing the first Monday in November.

4th. That the female teachers in the South and Southwest schools commence about the middle of April and continue six months.

5th. That it be the duty of the School Committee to employ all the Teachers for the several Districts in the town.

Respectfully submitted, J. PIERCE, *Chairman.*
W. H. SHALER, *Secretary.*

Agreeable to the instruction of the Town at the last March meeting, the Treasurer has attended to the duty of collecting the money due to the two Parishes in Brookline, the proceeds of the Needham wood lot, and paid it to their respective treasurers. The amount, including the

Interest, was eight hundred & fifty-eight dollars and thirty-two cents, of which has been paid to James Robinson, Esq., Treasurer of the First Parish, $429.16, and to Deacon Elijah Corey, Treasurer of the Baptist Society, $429.16, making the whole amount of $859.32.

BROOKLINE, February 25, 1840.

ARTEMAS NEWELL, *Treasurer.*

O. WHYTE, *Town Clk.*

1840, APRIL 6. At a meeting of the Inhabitants of Brookline legally warned and assembled to give in their votes on the proposed amendment of the Constitution, there appeared for the amendment, April 6th,—

Twenty-one votes.

There appeared against the ammendment,

Not one vote.

Deacon Thomas Griggs was then chosen Moderator, when it appeared there were no vacancies in town offices.

Voted, That Dr. S. Shurtleff, Ebenezer Heath, Samuel Philbrick, Thomas Tilden, Thomas Griggs, Charles Stearns, Junr., and Daniel Sanderson be a committee to examine the state of the Burial Ground and the land adjacent suitable to enlarge it, and report to an adjourned meeting on the first Monday in May at four o'clock in the afternoon.

MAY 4. At an adjournment from the 6 April the town met on the 4th day of May to hear the report of their committee on the Burial Ground, &c., when it was

Voted, That the Report of the Committee be rejected.

O. WHITE, *Town Clk.*

MAY 18. At a meeting of the Inhabitants of Brookline legally warned and assembled on Monday, 18th day of May, to see what the town will do relative to enlarging and

improving the Cemetary of said Town, Deacon Thomas Griggs was chosen Moderator, when the following Report was made and accepted by the Town :—

Whereas, a committee of seven freeholders was chosen by the Town of Brookline at a legal meeting in April last to examine the land adjoining our public burial ground and report if any and how much land could be purchased to enlarge the same and on what terms said purchase could be made, &c. And, whereas, said committee did make report at an adjournment of said meeting held on the first Monday of May instant, which adjournment being attended by very few of our Inhabitants, said Report was Rejected. Therefore,

Voted, That the men comprizing said committee be now requested to report to this meeting the result of their labours and deliberations on that subject, together with such recommendation or suggestions as they may deem expedient.

Whereupon they presented the following :—

The committee appointed by the town of Brookline at a meeting in April last to examine the land adjacent to the public burial ground and ascertain whether any suitable addition can be made by a purchase of some of the adjoining land and on what conditions such purchase can be made, having attended thereto and made report at a former adjourned meeting, would now submit the result of their labours, together with the following suggestion for the considerations of this meeting. After a full examination of the grounds above named, we have run out the lines and set up boards for an enlargment of our public burial accommodations in the following manner, viz.: Beginning on an angle on the eastern side of the Public Cemetary seven rods & 3 feet back from the highway and extending about eighty-six feet southward in a straight and direct line and parrellel with the line from the highway above named to a stake and stone, thence extending in a southwestern direction about one hundred and forty-two feet to the northeastern corner of the pond lying south of our cemetary, thence on the northern border of said pond extending in a western direction thirteen rods to a stake and stone, thence extending northward fourteen rods to the Highway about one hundred and four feet west from the northwest corner of our cemetary, comprizing about three-fourths of an acre of land more or less. The consideration required for this land is five hundred dollars a price in our opinion *very high* considering the quality and location of the land. Yet inasmuch as an enlargement of our burial accommodations will shortly become indispensible, and it seems desirable that they should be in one enclosure rather than seperate and it is doubtful whether any place so suitable for this purpose can be obtained, we have tho' not without some hesitation and reluctance concluded to recommend the purchase of the land above described at the price required provided satisfactory bonds can be obtained to insure the perpetual protection of all the Burial ground including the proposed addition and the Fences surrounding the same against the removal of the gravel banks adjoining so as to undermine the ground or fences in any manner whatever.

And as the purchase money will not be wanted immediately a note can be given by our Town treasurer payable in the Autumn of 1841 with interest annually which will give the Town an opportunity to provide for payment in assessing the Taxes for that year. This land if purchased will need fencing which will probably cost but little short of two hundred dollars, and some levelling and grading for a cart-way around the western and southern borders with other improvements will be useful. We would therefore recommend the appointment of a Cemetary Committee to be authorized and empowered to compleat the purchase of the land above described receive a title on behalf of the Town, to erect a suitable fence around the grounds and make such other improvements and embellishments as they in connexion & with the advice of the Board of Health may deem expedient not exceeding an expenditure of four hundred dollars, and that an appropriation of that sum be now made for those purposes. And we would further recommend that said committee be authorized by and with the advice of the Board of Health to locate and sell at their discretion at such prices as they may judge reasonable and proper suitable lots for the erection of Tombs or for enclosures of family interments to any persons applying therefor, to whom a Deed or title should be given by the Board of Health or Selectmen, to be entered on the Records of the town. And we would further recommend that said committee be empowered to effect a sale of the lot of land owned by the town adjoining the Town House on the eastern side whenever the price of five hundred dollars can be obtained, and apply the proceeds towards the payment of the purchase herein recommended or otherwise as the town may direct—all which is submitted.

Brookline, May 18, 1840.

S. A. Shurtleff.
Chas. Stearns, Jun.
Thomas Griggs.
Daniel Sanderson.
Ebenr. Heath.
S. Philbrick.

Voted, That in accordance with the report from the Committee on the Burial Ground this day presented—Samuel Philbrick, Charles Wild, S. A. Shurtleff, Isaac Cooke and Thomas Griggs be now appointed a Cemetary Committee who shall continue in office until dismissed or another committee shall be appointed in their place and who with the advice and assistance of the Board of Health, are hereby authorized and empowered to execute and carry into effect *each and all* the provisions and recommendations contained in said report, and that the sum of four hundred dollars be hereby appropriated and placed at their disposal for the

purposes specified in said report, which sum shall he supplied from any money in our Treasury not otherwise appropriated, and that our Treasurer be hereby authorized to give his note in behalf of the Town for Five hundred dollars to purchase said land in accordance with the recommendation of said report whenever a title can be obtained satisfactory to said Committee and Board of Health.

O. White, *Town Clk.*

The following

Statement of the Census.

The number of Youths between the ages of four and sixteen years, and also a List of Men liable to be enrolled as taken by the Assessors of the Town of Brookline on the first day of May, 1840, and returned to the Adjutant-General's office :—

The number taken as the Census was One thousand one hundred and twenty-three. 1123.

The Youth between the ages of four and sixteen years there was two hundred and forty-five. 245.

The list of men liable to be enrolled as returned to the Adjutant-General's office was one hundred and thirty-two— and were as follows :—

Luther S. Bennet
Alfred Bennet
Wilder Wood
Martin Casey
Minot Derby
Geo. L. Otis
Charles Morse
Oliver Pray
Samuel Pray
John Huzzy
Will'm Morton
Joel D. Seaward
Franklin Gibbs
George James
Baldwin Wait
Ozias M. Page
James Andem
Dan'l Jordan
A. H. Clapp
Jacob Leavitt
Herring
Ezra Hacket
Charles Latham
Isaac Dearborn
Elijah Tasker
William Dearborn
Owen Gordon
Gilbert Homer
Chas. Coolidge
Otis Withington
John Hersom
Cha. R. Corey
James Willis
Joshua Pennel
John Weed
Timo'y Corey, Jun.
Rawson Merrill
George Hopkins

Will'm T. Dupee
Jonas Humphry
John Wood
Saml. A. Walker
Will'm Clement
Nathl. Fry
Benja. Fry
Uriah Morrison
Enoch Sandburn
Will'm Capen
Tho. C. Blanchard
Edwin Pray
J. Blanchard
Stephen Downs
James Farmer
William J. Griggs
Danl. L. Adams
Isaac Fogg
Benja. Jewitt
Ephra. Raney
Danl. Ranlet
Samuel Page
Geo. W. Merrell
Edmund Pray
Willard A. Humphrey
Tho. K. Palmer
Moody Page
George Cushing
Charles Mosely
James Ladd
Charles Smith
Charles Heath
John Clay
Wm. McIntosh
Hanson Davis
Saml. Briant
Moses Davis
Will'm White
Benja. Heberd
Jos. L. White
Stephen S. C. Jones
Chas. Page
Benja. Glidden
Alonzo Andrews
Geo. W. Goldsmith
Abijah W. Goddard
Eleazer Beedell
Albert Woodsome
Henry Carr
Simeon Flint
Clark Haynes
Gilbert Lincoln
John Dean
Asa Lewis
Tinkham
Algernon S. Mendall
Augus. T. Newell
John Rice
Edward Frost
David Whitney
Will'm Dolby
Will'm A. Hayden
Otis Ayres
Joel Pettingill
Miles Thurston
Nathl. Billings
Nathl. Patterson
Paul C. Hodgden
Isaac Kenny
Winfield S. Evans
Geo. Murdock
Geo. W. Moulton
Gardner Fuller
Ezra T. Cooke
Timo'y Faulkner
Amasa Huntress
Gilman Goodwin
James Dennison
James Sleeper
John Savary
Charles Craft
Nath. P. Johnson
T. W. Wellington
Tho. Quimby
Will'm Wallace
Jos. Richardson
Chas. Jordan
Will'm Gouch
Levi Cole
Cha. H. Wilson
Sewell Joy
John Howe, Jun.
Nelson Cotting

O. WHYTE, *Town Clk.*

November. At a meeting of the Inhabitants of Brookline legally warned and assembled to see if the Town will send a Representitive to the General Court, and to give in their votes for Governor, Lieut.-Governor, Senators and Counsellors, Representitives to Congress, for Electors of President and Vice-President of the United States, and for choice of Representitive to the General Court—November 9th, 1840.

For Governor:

John Davis of Worcester had One hundred & Seventeen votes.
Marcus Morton of Taunton had Sixty votes.

For Lieutenant-Governor:

Geo. Hull of Sandisfield had One hundred & Seventeen.
Nathan Willis of Pittsfield had Sixty-one votes.
Alexr. Everett one vote.

For Senators & Counsellors:

Appleton Howe of Weymouth, Meletiah M. Everett of Wrentham, James M. Robbins of Milton } had One hundred and Twenty votes.

Benja. P. Williams, B. L. Wales, Lucas Pond } Had Fifty-eight votes.

For Electors of President and Vice-President of U. States:

at large	Isaac C. Bates of Northampton	had one hundred and twenty-one votes.
	Peleg Sprague of Boston	
Dist. No. 1.	Richard Houghton of Boston	
2.	Stephen C. Phillips of Salem	
3.	Rufus Longly of Haverhill	
4.	Sydney Willard of Cambridge	
5.	Ira M. Barton of Worcester	
6.	George Grinnell, Jun., of Greenfield	
7.	Thaddeus Pomroy of Stockbridge	
8.	Saml. Mixter of New Braintree	
	Thomas French of Canton	
	Wilks Wood of Middleboro	
	Joseph Tripp of Fair Haven	
	John B. Thomas of Plymouth	
at large	William P. Walker of Lenox	had Fifty-four votes.
	Ebenezer Fisher of Dedham	
Dist. No. 1.	Caleb Eddy of Boston	
2.	Robert Upton of Salem	
3.	Nathl. Stephens, Andover	
4.	Timothy Thompson, Charlestown	
5.	Samuel Q. Spurr, Worcester	
6.	Caleb Hubbard, Sunderland	
7.	John Leland, Cheshire	
8.	James Fowler, Westfield	
9.	Artemas Brown, Medway	
10.	Nathan C. Brownell, Westport	
11.	Thomas Mandell, New Bedford	
12.	Jesse Pierce, Stoughton	

For Representative to Congress:

Dist. No. 9. William S. Hastings of Mendon had One hundred and Twenty Votes.
Alexr. H. Everett of Roxbury had Fifty-Seven Votes.

Voted, That the Town do send a Representitive to the General Court.

Henry J. Oliver had One hundred & four Votes.
Thomas Griggs had Fourteen Votes.
James Bartlet had Fifty-three Votes.
Danl. Sanderson had one vote.

O. Whyte, *Town Clk.*

1841.

At a meeting of the Inhabitants of Brookline legally warned and assembled February 15, 1841,—

Deacon Thomas Griggs, Moderator.

Voted, That a committee of Seven, Viz., Samuel Philbrick, Thomas Kendall, Dr. Samuel Shurtleff, Samuel Goddard, Isaac Cooke, A. W. Goddard & Thomas Griggs, be appointed to investigate the situation of the Petitioners in Roxbury desirous to be set off to Brookline and report on Friday afternoon next at an adjourned meeting.

Voted, That a committee of three, Viz., Samuel A. Walker, Thomas Griggs and Artemas Newell, be appointed to enquire into the expence of a compleat survey and publishing a map of the town.

Voted, That the subject of naming the streets be referred to the committee of Dea. Thomas Griggs and Samuel A. Walker and report on Fridry next.

Voted, That the Report on the Cemetary be accepted.

Voted, That the Cemetary committee have liberty to expend all money received & all that may be hereafter received by them from sales of Family Lots in the Public Burial ground in defraying the expenses of Fencing said grounds and in making other improvements thereon, and said monies or proceeds of sale are hereby appropriated for that purpose.

Voted, That the sum of Two hundred and fifty dollars be appropriated from the monies which may be raized by the Town the ensuing year, for defraying the expence of covering the front wall of the Public Burial ground with a Hammered stone capping, under the direction of the Cemetary committee.

REPORT.

The committee appointed by the Town of Brookline in May, 1840, with authority to enlarge the Public burial ground by purchase of adjoining land, &c., and also to dispose of the Town's land adjoining the Town house, would now Report: That in accordance with the Authority above named, they have purchased of Caleb Clark a parcel of land situated on the Western, Southern, and Southeastern borders of the old burial ground in said Brookline, containing three-fourths of an acre & six rods of land as may appear by a plan drawn by E. F. Woodward of Newton, and also by a deed of Conveyance from Caleb Clark recorded in Norfolk Registry of Deeds, in consideration of five hundred dollars which has been duly paid him from the proceeds of the town's lot of land adjoining the town house, which has been sold by your committee to Silas Pierce for the same consideration. In the deed of sale your committee have prohibited the erection of any building within Ten feet of the Town house, and have reserved the right to enter upon the ground and erect stagings for the repairs of the town house when needed. After procuring a survey of the Burial ground and grading the principle avenue, your committee offered at public auction on 15th June last a choice of Family lots as laid down upon the plan, fixing the minimum price at twenty-five dollars. Seven lots were then sold at an aggregate advance of seventy-nine dollars & 50 cents. For six of these lots deeds have been given and the consideration received, amounting to Two hundred twenty-four dollars & 50 Cents. No further sales have since been made, but your committee confidently hope that after having compleated their contemplated improvements more lots will be taken for Family interments.

A permanent stone wall has been laid in mortar in front of the newly purchased ground and extending by a part of the old ground. The gates have been enlarged and removed to the northwestern corner, and the residue of the premisses, including the old burial ground, has been surrounded by a substantial Cedar post and picket fence—except a few rods at the southeastern side, where a deep cut through the gravel ridge is contemplated and already commenced to connect the southern broad avenue with that which crosses.

The Valley of the old burial ground making an entire circuit of the avenue around the hill, the removal of the gravel from this deep cut will incur but little expence, most of it being suitable for repairing road, and will soon be wanted for that purpose. About seventy ornamental trees have been planted, and your committee contemplate planting as many more in the spring. In the fencing and improvements already compleated the expenditures have been as follows:—

For grading the western and southern broad avenues . .		$101 83
For Lumber & Cedar posts for fence		91 19
" Carpenter work in building fence		36 25
" Sawing and planing pickets at mill		31 10
" Painting, including stock		40 77
" Labour in setting posts, leveling and turfing banks, planting trees, grading Central avenue, &c. . . .		74 07
" surveying and drawing plan		4 00
" Sundry small Items attending sale of Lots, &c. . .		5 33
" Nails, &c., per Mr. Jones' bill		7 62
" building front wall & finding materials . .	93 27	
" enlarging Iron gates, per Safford & Co.'s bill .	19 61	
	——	112 88
Making a total expense of		$505 04

exclusive of the cost of trees, which will probably be about forty dollars more.

When the appropriation of four hundred dollars was granted by the town in May last for fencing and improvements, it was not contemplated to build the front wall at present, nor was the expence of building this wall included in the estimates made by your committee when they recommended this appropriation, as the removal of the front gravel bank was then considered a preliminary measure. But on further consultation after your committee had matured their other plans for improvement, it was their unanimous opinion that the natural beauty of the grounds would be greatly impaired by the removal of the front gravel Bank, and by retaining it the front wall could be built without delay, which being very desirable was accordingly done. The expence of this wall, with the removal and enlargement of the gates, exclusive of levelling and turfing the banks on both sides, amounts to $112.88, which taken from the total expenditure reduces the sum to $392.16 below the estimate and below the grant made by the Town. This extra expenditure in building the front wall and gates has been paid from the sale of Family lots, and as your committee are desirous of making some further improvements after compleating those already commenced, They would now respectfully request the Town to grant them by vote whatever monies have been received from sales of Family lots, and which may hereafter be received from such sales, to be expended in compleating the fence and improving the grounds and avenues. The front wall would be more permanently durable and present a much better appearance if covered with a hammered stone capping. Your committee would therefore recommend an appropriation for that purpose of a sum not exceeding two hundred & fifty dollars.

When it is considered that the fencing and improvements already made have cost the Town only 400 dollars, and that the expence of all other contemplated improvements will be paid from sales of family lots, Your committee cannot doubt the liberality of the Town in promptly meeting their views by a grant of this sum. All which is submitted—on behalf of the Committee,

S. Philbrick, *Chairman.*

Brookline, Feby. 8, 1841.

1128719

February 19, 1841, at an adjourned meeting from the 15th Instant,—

Dea. Thomas Griggs, Moderator.

Voted, That the report on the subject of annexing a part of Roxbury be accepted, as follows:—

ANNEXING A PART OF ROXBURY.

The committee appointed by the Town of Brookline on the order of Notice from the Legislature in relation to the Petition of Jeremiah Lyon and others of Roxbury, having attended to the duties assigned them, would now report: That the petitioners, only seven in number, Viz., Jere. Lyon, J. Davenport, W. H. Brown, Lemuel Foster, Mrs. Phippin, William Barnard, and Silas Snow, having confined their Petition to themselves in praying to be annexed to Brookline, and the order of notice from the Legislature having embraced nothing beyond their petition, your committee can see no possible objection on the part of Brookline to the granting their prayer, excepting that of making a crooked boundary line. They would therefore recommend that the town should by Vote instruct their Representitive to give the Legislature information to this effect. Agreeable to instructions, your committee have also extended their enquiries into the circumstances connected with a prospective application for the annexation to Brookline of the whole Village, including the land and meadow on this side the Brook, according to a survey and plan recently made by A. F. Woodward of Newton, and they find the whole number of inhabitants in said Village to be One hundred and seven, of which number fourteen are children of suitable age to attend public schools. That there is now one person among them deriving support from the Town, and that the amount of Taxes they now pay to the Town of Roxbury is about Three hundred and seven dollars, all which is submitted. In behalf of the committee,

S. Philbrick, *Chairman.*

Brookline, 19 Feb., 1841.

Voted, That in accordance with the report of our committee appointed in pursuance of the order of Notice from the Legislature respecting the petitions of Jeremiah Lyon and others, our representitive be requested to inform the Legislature that the Town has no objection to the granting the prayer of said petitioners, inasmuch as their prayer does not extend further than to embrace the dwellings of the petitioners and their Estates attached thereto, and that the Clerk furnish our Representitive with a copy of this Vote.

Voted, That the report of the committee on naming Streets and avenues, &c., be accepted, as follows :—

	Named.
Road from Roxbury to Brighton	Washington Street.
" Baptist meeting House towards Cambridge	Harvard Street.
" Cambridge Road to Milldam Road .	Pleasant Street.
" Cambridge Road to the Marsh . .	Sewell Avenue.
" Cambridge Road to Hall's corner . .	School Street.
" Washington Street to Mr. Fisher's corner	Cypress Street.
Worcester Turnpike	Boylston Street.
from Boylston Street to Brighton, by Capt. Sanderson's	Brighton Street.
" Post Office by Dr. Pierce's Church to Boylston Street	Walnut Street.
" Dr. Pierce's Church to Perkins' Corner .	Warren Street.
" Goddard's corner by Capt. Cooke's to Roxbury line	Cottage Street.
" Cabot's corner by Mr. Tilden's . .	Clyde Street.
" Roxbury line to Newton by Mr. Hill's .	Newton Street.
" Goodenough's corner by Caleb Craft's to Spring Street in Roxbury . .	South Street.
" Worcester turnpike or Boylston Street by Mr. Heath's to Newton line . .	Heath Street.
" Heath Street to Boylston Street by Mrs. Penniman's	Pound Street.
" Entrance near Capt. Cooke's to Capt. Joseph Goddard's	Goddard Avenue.
" Washington street by J. W. Smith's to Spring Grove	Washington place.
" Cypress Street to S. A. Walker's house .	Cottage Avenue.

Voted, That Selectmen be instructed to have as many as may be necessary for each street of at least two names on each street and one on each place, the same to be put up at the expence of the town, as soon as practicable, and in conformity with the names of said streets and places as adopted at an adjourned meeting of the Inhabitants of the town.

O. Whyte, *Town Clk.*

March 1, 1841. At a meeting of the Inhabitants of Brookline legally warned and assembled for the purpose of choosing Town Officers, Give in their Votes for County treasurer and Register of Deeds, & receive reports of committee,—

Deacon Thomas Griggs was chosen Moderator.

Oliver Whyte, Town Clerk.

Charles Stearns, Jun., James Robinson, Benja. B. Davis, } Selectmen & Assessors.

Artemas Newell, Colector & treasurer.

Doct. John Pierce, Rev. Wm. H. Shaler, Sam'l Goddard, } General School committee.

David Coolidge, North
Geo. W. Stearns, South
Thomas Woodward, Southwest } Prudential School Committee.

Artemas Newel, Elisha Stone, } Surveyors of Wood & Lumber.

James Bartlet, Sam'l A. Robinson, C. Clark, Geo. Cushing, Jos. L. White, Chas. Pulsifer, P. Goodenow, Sam'l Hills, Simon Warren, } Field drivers.

Marshal Stearns, James Bartlet, Seth T. Thayer, } Firewards.

Marshal Stearns, A. W. Goddard, } Fence viewers.

George Cushing, Pound Keeper.

Doct. Charles Wild, Ebenezer Heath, Elijah Corey, } Auditors of Accounts.

Elisha Stone, Constable.

Charles Stearns, Jun.,	1st North	Surveyors of Highways.
Dea. Timo'y Corey,	2	
Samuel Philbrick,	3	
Charles Pulsifer,	1 Middle	
Thomas Quimby,	2	
Joseph White,	3	
Phineas Goodenow,	1 South	
	2	
John W. Warren,	3	
Hugh M. Sandburn,	Eastern turnpike	
Daniel Pierce,	Western Do.	

John Bullard had seventy-five Votes for County treasurer.

Enos Ford had Sixty-eight Votes for Register of Deeds, &c.

E. G. Robinson had Seven Votes for County treasurer.

Erastus Wales had ten voted for Register of Deeds.

Voted, That the Report of the School Committee be accepted.

Voted, That the Report on Town Accounts be accepted.

Voted, That Four thousand five hundred dollars be raized for the current expences of the town for the purposes expressed in the estimate.

Voted, That the One thousand dollars to be raized by the Town of Brookline the ensuing year for repairing the highways within said town shall be assessed upon the Polls and

Estates of the Inhabitants, residents and non-residents, as other town charges are assessed, and the same shall be collected and shall be divided between the several highway districts in the same proportion as such divisions have been made the two past years, but the several portions shall not be paid over to the several surveyors untill the Selectmen shall be satisfied that the same shall have been expended according to the requirements of our statutes.

Voted, That in future the Trustees of the school fund Report annually the Income of said fund.

Voted, That the prudential committeeman provide Miss Catharine Stearns with an assistant.

Voted, That the Selectmen be Authorized to Borrow five hundred dollars, agreable to the recommendation of the Committee on Town Accounts.

Voted, That this meeting be adjourned to Monday, 5th April, at three o'clock P. M.

The committee chosen at the last March meeting to examine the accounts of the town Treasurer, Report as the result of their investigation that He has Received

Two years' income of the School Fund from theSchool Treasurer	600 93
A loan from the Bank of Brighton	484 75
Income of hay scales	88 00
of Commonwealth for paupers & school bounty	103 49
Am't of tax levied by vote of the town, all of which except necessary abatements has been fully paid in	4044 93
which, with the Balance in his hands at last Audit of Acc'ts	469 55
making his whole Amount of Responsibilities	$5791 65
He has exhibited to your committee Vouchers and requisite orders from the Selectmen for their payment to the Amount of	5142 03
leaving in his hands	$649 62

a balance promptly tendered to the Committee.

The expenditures were for the following purposes, Viz. :—

For the Support of the Poor	516 57
Repairs of Town Hall & School houses	203 88
Guide boards	12 00
Repairs of Highways	1308 33
Direct expences of Education	1190 92
Fire engine, &c.	98 18
County and Needham taxes	464 98
Repairs of Burial ground	407 35
Abatements of Taxes	43 76
Sallaries of Town Officers, assessing & collecting taxes, &c.	297 25
Brighton Bank for Cash borrowed	500 —
Stationary, legal advice, & other contingences	98 81
	$5142 03

The balance in the treasury, say 650$, will not be sufficient to meet the demands which will probably be presented before the next collection of taxes, as they will amount to 1000 dollars or more, and it will therefore again be necessary to borrow a sufficient sum to maintain the Credit of the treasury till that time.

A vigilant regard to economy and the best interests of the town is strikingly [shown?] in the passing of accounts and Issue of orders by the selectmen upon the treasurer, and there has been in the past year a diminution of the ordinary and current expences.

But an unusual amount of Repairs of school houses, the Town Hall, and the Highways, together with the grant of 400 dollars for the improvement of the Burial Ground, amounting in all to over 800 dollars, for no part of which any appropriation was made, have consumed all the surplus that would otherwise have been found in the treasury. The Books of the Treasurer should present a faithful picture of the whole expenditures of the town as it were in one view, and with all the items so arranged as to constitute almost a record of pecuniary events, so that in future time a reference to them might afford a satisfactory solution of any question of finance that could arise, and with the exact and well-arranged method of the present Treasurer this would be the case, were it not that within the last few years monies have been raised from unusual sources by committees chosen to perform especial duties and by them appropriated in the performance of those duties without any distinct reference to the board of Selectmen or any connection with the Town treasury.

Doubtless those duties have been well performed and the money judiciously appropriated, but if, after the lapse of a few years, it should become necessary to depend upon the evidence of all this, that evidence may not be found, or, at least, where it should be, namely, in the archives of your regually qualified town officers.

To Ensure therefore a desirable unity in the management of financial concerns, your committee recommend the Passage of the following Resolve, Viz. :—

That hereafter all monies received in behalf of the Town by any committee or Individual shall at a convenient and proper season pass into the hands of the Town Treasurer, by him to be disbursed only to the written order of the Selectmen, issued on the application of the committee or individual authorized by vote of the Town to make such appropriation.

In conclusion, we would cheerfully express our satisfaction with the compleatness of the collection of the taxes, with the order and exactness of the accounts of the Treasurer, and particularly with the arrangement by which he is enabled to present the true state of the finances at a view, and thereby greatly facilitate the investigations of the Auditors. Under the existing State of affairs we would, as the basis of next tax to be levied, present the following Estimate :—

For payment of back debts and demands		500
Support of the poor		600
Repairs of buildings		200
Roads		300
Amending highway		1000
Education		1200
Burial ground (as voted)		250
Fire department 150, County & Needham taxes 650		800
Assessing & collecting taxes		150
Sallaries of Town Officers, Stationary, &c.		250
Other contingences		200
		5450
From this may be deducted:		
Ballance in the Treasury	650	
Income of School Fund	300	
Hay scale & other sources	100	
		1050
Leaving a necessary amount of tax		$4400

All which is respectfully submitted by

CHARLES WILD,
ELIJAH COREY,
EBENR. HEATH, } *Auditing Committee.*

By a vote of the Town, the Trustees of the school fund were requested to report to the Town annually the amount of said fund and to whom loaned and the security of the same. They have attended to their duty, and make the following Report:—

To Theophilus Dame's note & mortgage on house & land in Brighton, with Policy of Insurance	435 84
Edward Hall's note & mortgage on house & land in this town	204 33
Samuel Brown's note & mortgage on house and land in Boston, with Policy of insurance	811 11
Charles Hastings' note & mortgage on house and land in Brighton, with Policy of insurance	304 53
Daniel Kingsbury's note & mortgage on house & land in Newton, with Policy of Insurance	1225
Deacon John Robinson has paid into the Treasury the amount of his mortgage, which was 1520.73; the committee thought best to add to that sum 29.27 of the interest, which makes 1550$, which they have loaned to Reuben Hastings, with note & mortgage on house & land in Brighton, with Policy of Insurance	1550
Total sum of said fund	$4531 01

JAMES ROBINSON,
DANIEL SANDERSON,
A. W. GODDARD, } *Trustees of School Fund.*

1841, April. At a meeting of the Inhabitants of Brookline legally warned and assembled April 5, 1841, for the choice of County Commissioners, there appeared for

County Commissioners	Samuel P. Loud	of Dorchester,	Fifty-two	votes.
	Seth Mann	" Randolph,	Forty-nine	"
	Joseph Hawes	" Walpole,	Forty-nine	"
	Benja. V. French	" Braintree,	Eighteen	"
	William Ellis	" Dedham,	Eighteen	"
	Martin Torry	" Roxbury,	Eighteen	"
	Lewis Fisher,	three votes	Three	
	Shubael Bills,	three "		

Special Commissioners	John C. Scammell	of Bellingham,	Forty-nine	votes.
	Shubael Bills	" Roxbury,	Forty-nine	
	Benja. P. Williams	" Roxbury,	Eighteen	
	Nathan Jones	" Medway,	Eighteen	
	Seth Mann	" Randolph,	Three	
	Joseph Hawes	" Walpole,	Three	

At an adjourned meeting from March—

Phineas Goodenow was chosen surveyor for the first South district instead of Caleb Craft who paid his fine.

Deacon Thomas Griggs was then chosen Moderator, it was

Voted, That the second article in the warrant should be indeffinitely postponed.

Voted, That [it?] is expedient for the Town to have a high school.

Voted, That a committee of seven freeholders be appointed to investigate the subject of Establishing a Classical School in this town and that they be instructed to take into consideration every circumstance connected therewith and report in detail the result of their investigation at an adjournment of this meeting.

Voted, That this Committee consist of Samuel Goddard, Daniel Sanderson, Dr. Samuel A. Shurtliff, Deacon Thomas Griggs, Charles Stearns, Junr., Abijah W. Goddard, Samuel Philbrick, to which were added Capt. Isaac Cooke and David R. Griggs.

Voted, That Fifty dollars be paid to Doctor Pierce and the Rev. Mr. Shaler for their passed services as general School Committee.

Voted, That the employment of a schoolmaster for the Middle School be dispensed with for the present.

Adjourned for one fortnight, at 4 o'clock P. M.

April 19th. At an adjourned meeting from the 5th April, 1841, The Inhabitants of the town met on the 19th April to hear the Report of their committee on the High school.

Voted, That the Report be recommitted with the addition of four, Viz., Samuel Craft, David Coolidge, Seth T. Thayer and Samuel Hills.

Voted, That the school committee shall provide such Instructor, or Instructress, for the Middle School as they shall think proper.

The meeting was then dissolved.

O. Whyte, *Town Clerk.*

May 3. At a meeting of the Inhabitants of Brookline legally warned and assembled to give in their Votes for Two county Commissioners and one special commissioner on the 3d day of May, 1841. When the whole number of Votes given in was forty-nine, of which

Seth Mann of Randolph had forty.
Samuel P. Lowd of Dorchester, forty-one.
William Ellis of Dedham, Eight.
Martin Torrey of Foxborough, Eight.
Shubell Bills, One.

For Special Commissioners:—
John C. Scammel had forty-one.
Nathan Jones, Eight.

Samuel Philbrick was chosen Moderator.

The committee not being ready to report on the High School it was Voted that the committee make the Report at the November Meeting.

Nov. At a meeting of the Inhabitants of Brookline legally warned and assembled on Monday the 8th of November to give in their Votes for Governor, Lt.-Governor, Senators and Representitive to the General Court if approved of by the

Town, and also to choose a Moderator, and receive the Report of the Committee on a High School.

Voted, That the town do not send a Representitive to the next General Court.

For Governor, John Davis had One hundred & four Votes.
Marcus Morton had Seventy votes.

For Leiutenant-Governor:—
George Hull had One hundred & four Votes.
Henry H. Childs had Seventy-one votes.

For Senators:—
Appleton Howe had one hundred & four votes.
Meletiah Everett had One hundred & four.
James M. Robins had One hundred & four.
Benja. P. Williams had Seventy-one.
Bradford L. Wales had Seventy-one.
Lucas Pond had Seventy-one.

A. W. Goddard was then Chosen Moderator,—

When it was found the Committee on the High School were not ready to make a report at this time in consequence of the Indisposition of the Chairman.

O. Whyte, *Town Clk.*

1842.

WARRANT FOR MARCH MEETING.

To Elisha Stone, Constable of the Town of Brookline,

Greeting:

You are required in the name of the Commonwealth of Massachusetts to Notify and warn the Male Inhabitants of said town, being twenty-one years of age: and who having resided in the Commonwealth one year, and within the town six months, next preceeding; and having paid any State or County tax, which has been assessed upon them within the Commonwealth within two years last past, and also every citizen who shall by law be exempt from taxation and in all other respects qualified as above mentioned, To meet at the Town hall in said town on the first Monday of March next,

being the seventh day of said month, at one O'clock in the afternoon, at which time the Polls will be opened to act on the following Articles :—

1st, to choose a Moderator.
2d, to choose Town Officers, as the law directs.
3d, to give in their Votes for County Treasurer.
4th, to receive the reports of Committees.
5th, to see what the Town will do respecting a high school.
6th, to raise money for the expences of the Town the current year.

Given under our hands & seals this twenty-first day of February, eighteen hundred and forty-two.

CHARLES STEARNS, JR., [L.S.]
JAMES ROBINSON, [L.S.]
BENJN. B. DAVIS, [L.S.]
} *Selectmen.*

NORFOLK, ss. BROOKLINE, March 4, 1842.

By virtue of the within warrant I have notified and warned the within named persons to appear at the time and place for the purposes within mentioned.

ELISHA STONE, *Constable.*

MARCH.

At a meeting of the Inhabitants of Brookline legally warned and assembled on the seventh day of March, eighteen hundred and forty-two, for the purpose of choosing Town Officers, receiving reports of Committees, giving in their votes for County Treasurer, see what the Town will do respecting a High School, and vote money for the expences of the Town the current year. The meeting was opened with prayer by Rev. John Pierce, D. D. After reading the warrant and return, A. W. Goddard was chosen Moderator and Otis Withington Town Clerk, 55 Votes out of 96.

The Oath to the Town Clerk was administered by the Moderator.

Daniel Sanderson had 84 Votes out of 88
David Coolidge had 85 Votes out of 88
Thomas Griggs had 84 Votes out of 88
} were chosen Selectmen.

Charles Stearns, Jr., had 88 Votes out of 93
Samuel Philbrick had 70 Votes out of 93
Seth T. Thayer had 44 Votes out of 62
} were chosen Assessors.

Voted, To hear the report of the Auditing Committee. The following report was read and accepted.

AUDITORS' REPORT.

The Committee appointed to investigate the accounts of the Treasurer of the Town of Brookline for the year ending the first day of March, 1842, find that the receipts for which he was accountable have been—

A balance in the Treasury at the last audit		649 62
A loan from the Bank of Brighton		484 75
Amount pd by Treasurer of Commonwealth, school fund	43 71	
Paupers	37 78	81 49
Proceeds of Hay Scales		76 75
Sundry other Receipts		157 40
Interest of School fund		281 61
		1731 62
Amount of Town Tax levied for the year and coll'cted in full		4589 98
Making total of his Liabilities to town		$6321 60

Of which there has been paid

For support of the Poor	624 78	
Street & Guide posts & signs	108 96	
Repairs of Highways	1082 72	
Education, expences of	1246 30	
Repairs of Engine & Hose & other expences . .	235 88	
County & Needham Taxes	495 89	
Old debts and contingencies	707 29	
Cash paid to the Cemetary Committee . . .	250	
Remissions & Abatments of Taxes . . .	76 22	
Town Officers & Collecting & Assessing Taxes .	350 04	
		$5178 06
Leaving a ballance in the Treasury duly tendered to committee and which is sufficient to pay the amount of outstanding demands.		$1143 54

The Committee have thus the satisfaction of reporting pecuniary condition of the town to be as favorable as they have ever known it; and cannot but express their concern that Officers who have so faithfully consulted its interests and conducted it affairs with such economy and precision should have resolved to relinquish their duties. In particular the committee deem it incumbent on them to express the high sense they feel of the perfect promptness and accuracy which have charatised the management of the present Treasurer from his first accession to the office, and leaves room for no suggestion of improvement, and have only to hope that his successor whoever he may be, will be equally emulous of these high qualities.

It is believed that all accounts actually due appear upon his books, and with exception of expenditure made by the Cemetary Committee, who have failed to comply with the requirements of the Vote of the last March Meeting, they present an entire view of the expences & resources of the town.

In the view of the actual expences of past years the Auditors, according to the custom, would offer as a basis for the next tax the following:

ESTIMATE, VIS.

Immature & back debts	500	
Support of the Poor	700	
Repairs of fences, bridges &c., on roads	200	
" " Buildings	250	
" " Highways	1000	
Education	1300	
Engine	150	
County, State & Needham taxes	700	
Assessing & Collecting taxes	150	
Town Officers, Stationary, &c.	250	
Contingencies	350	$5650
From this may be deducted ballance in treasury	1143	
Interest of School Fund	280	1420
		$4230
or in round number		$4500

Respectfully submitted by

CHARLES WILD,
ELIJAH COREY, } *Committee.*
EBENR. HEATH,

Stephen S. C. Jones had 48 Votes out of 89 for Treasurer and Collector, and was chosen.

S. S. C. Jones asked to be excused.

Voted to excuse him.

Artimas Newell was chosen Treasurer and Collector by a vote of 49 out of 97

Voted, To hear the report of the general School Committee.

The School Committee presented the the following report, which was accepted by vote:—

REPORT OF SCHOOL COMMITTEE.

The School Committee of the Town of Brookline would respectfully Submit the following report:

Your Com. have endeavored to discharge the duties of their office the past year strictly in accordance with the requirements of the laws of this Commonwealth. They have thoroughly examined every new teacher

who has been employed, they have visited each school once every month and had regular examinations of them all every quarter, they have given counsel to the instructors, examined and revised the list of books, and recommended such plans for the improvement of the Schools as on the whole it seemed in their judgement best for them to adopt. And in presenting our report we would say that the Schools have all been continued without intermission during the past year. An assistant has been employed in the female department of the north school, according to the vote of the town at their last annual meeting. And the Com. are of the opinion that one will be needed for the year ensuing. In consequence of the advancement made by some of the scholars it has been found necessary to extend the course of study in one or two instances, and to meet the exigences which have thus arisen, the com. have recommended some branches which have never before been pursued in our common schools. Whether this method can be pursued still farther without doing material injury to the smaller scholars, or whether our schools must be rendered useless to many under the age of sixteen who wish to prosecute their studies farther than those who have preceeded them and add to the knowledge which they have already attained, is a question which your com. are not fully able to decide. It is evident, however, that the wants of this class should in some way be met, and that the Town should make provision for the thorough instruction of all between the ages of four and sixteen. The fact that such demands are made of the Com. is proof that the cause of education is advancing, and that our common schools are accomplishing more than they have hitherto done. There seems to be an increased interest among us in relation to the cause of education, parents are some of them begining to give their attention more fully to this subject and to inquire what can be done and what ought to be done in order to give their children such mental training as will fit them for respectibility and usefulness in future life. They perceive that in respect to knowledge demands are made in every department of business of those who are now coming upon the stage of active life, which were not made in former times, and, without a thorough education, the rising generation will not be able to meet these demands. To many of our citisens whose advantages in early life were of necessaty somewhat limited, "wisdom appears to be the principal thing, more precious than rubies and all things which can be desired are not to be compared unto her." Hence they are desirous of giving to their children a good education as the *best* and perhaps the only legacy which they will be able to leave them. To others the cause of education appears to be less important. and in their minds it awakens but little or no interest compaired with other subjects which engross their attention, and as a consequence they have but little anxiety respecting the condition and character of our public schools. Now it is the opinion of your committee that none of us put too high an estimate upon a good education, or feel too much the importance of having our children furnished with such means for intellectual culture as the exigences of the age demand. The public schools in this town ought not to be inferior to those of any other town in the Commonwealth, and we ought not to be satisfied without the evidence

that we are every year elevating their character and improving their condition.

Perhaps the two greatest obsticles which oppose the advancement of our common schools are the irregularity of attendance on the part of the scholars, and the frequent changes in respect to teachers. There is still a great want of punctuality and regularity on the part of many of the scholars, a great many are in the habit of going to school late, of losing a part of the exercises at the opening of the school and interupting others, and in addition to that some are in the habit of leaving the school in the afternoon before they close. Now it will be seen that when six hours only out of twenty four are devoted to study that to take a portion of these at the begining and close, makes the remainder almost valueless to the scholar. And besides this many stay out of school day after day and thus fall so far behind the classes that they become discouraged, and they acquire a dislike for school and for study which can never be removed.

During the last year the average attendance in all our schools has been but about three quarters of the whole number connected with them. Thus about one quarter of the time and expence have been lost, yes worst than lost because habits have been acquired which can never be eradicated. This evil the com. have tried to remedy, but it is not in their power to do it without the cooperation of the parents. The other evil to which we alluded is the frequent change of teachers, according to our present arrangement there is but one school where a permanent teacher can be employed. The others from necessity are subject to change every autumn and spring, and not only so but frequently, perhaps we should say almost invariably, a new teacher is employed rather than the male or female teachers who had previously taught in their respective seasons. It may be we do not suffer more than other towns in this respect, but still we do suffer materially even in cases where teachers have succeeded to the entire satisfaction of the Com. and an overwhelming majority of the district. Some individuals from causes which had no connection whatever with the teachers' qualifications as instructors or because in the discharge of their duties have administered some medicine which was not very pleasant to their children although perhaps precisely what they need to cure their evil habits have interfered and insisted upon having some teacher who has never been tried, and thus another is employed, the com. meet and examine the intellectual qualifications and so far as they can the whole character and habits of the new teacher, and if those are satisfactory they give their approbation. But yet in placing a new teacher into a school they regard it as a matter of experiment. Facts plainly show us that a person who succeeds well in managing a school in one place or community may entirely fail in another. No two schools are alike and no method of governing or managment will answer for every school. Unless a teacher have a knowledge of human nature, and especially of human nature as developed in children unless he have some versatility of talent, in fine unless he have *tact* as a teacher and knows how to meet difficulties in any form he canot long succeed. Now it is difficult to find all the qualifications in one person,

and when a teacher is found who succeeds well in any place it seems desirable that such an one should not be exchanged without the most weighty reasons. We are not very friendly to experiments of any kinds, and especially upon those made upon the minds of immortal beings, and which are calculated to affect the intelectual and moral habits of some thirty or forty children. And we would therefore urge all to do what lies in their power to remedy this evil, and to seek a change of teachers only when such a change seems to be absolutely necessary.

In closing their report the com. would respectfully sugest to all our citisens the importance of giving still more attention to the great cause of education connected as it is with all that is dear in the weal of our common country. And the well being of our children and those growing up around us it is a cause that has strong claim upon the attention not only of every parent but every philanthropist and christian. By our combined efforts, by visiting the schools, by encouraging the scholars, and showing the necessity of being regular and punctual, by placing before them the amount of education they will need in any department of business to which they are looking forward and by providing liberally and amply the means whereby they may be thoroughly educated for the occupations they assign to follow in future life, we may effect great and beneficial changes in our community in respect to this subject.

That we may all do this in harmony and with promptness is the sincere wish of your Committee.

JOHN PIERCE,
WM. H. SHAILER,
SAMUEL GODDARD, } *Committee.*

BROOKLINE, March 7, '42.

Voted, That the General School Committee consist of five. The following gentlemen were chosen:

Rev. John Pierce, D. D., had 99 votes.
Rev. Wm. H. Shailer had 99 votes.
Mr. Samuel Goddard had 78 votes out of 99.
Mr. Samuel Philbrick had 67 votes out of 99.
Mr. Seth T. Thayer had 64 votes out of 99.
Scattering 41.

Whole number of Votes given in for County Treasurer were eighty-one.

John Bullard had eighty votes.
Seth T. Thayer had one vote.

Voted, That the thanks of the town be presented to Oliver Whyte, Esq., for his faithful service in past years as Town Clerk.

The following were chosen :

Prudential School Com. { David Cooledge, first north District.
H. M. Sanborn, South District.
Alvin Loker, South West District.

Elisha Stone, Stephen S. C. Jones, } Surveyors of wood & lumber.

Surveyors of Highways. {
Charles Stearns, Jr., first North District.
Elijah Corey, Jr., Second North do
Oliver Whyte, third North do
Charles Pulsifer, first Middle do
Thomas Quimby, Second Middle do
Joseph White, third Middle do
Phineas Goodnough, first South do
Samuel Hills, second South do
John W. Warren, third South do
H. M. Sanborn, Eastern Section of Turnpike.
Daniel Pierce, Western Section of Turnpike.
}

Voted, To choose twelve Field Drivers—reconsidered.

Samuel A. Walker chosen (excused).

Voted, To choose six Field Drivers.

Albert Woodsom,
William Clement,
Franklin Stone,
George Cushing (excused),
Joseph L. White,
Amos Snow,
Edward Hall, } Field Drivers.

Marshal Stearns,
James Bartlett,
Seth T. Thayer, } Fire-Wards.

Marshal Stearns,
A. W. Goddard, } Fence Viewers.

George Cushing, Pound keeper.

Charles Wild,
Elijah Corey,
Ebenr. Heath, } Committee on Town accounts.

Elisha Stone, Constable.

The Cemetary Committee made the following Report which was accepted by vote :

CEMETARY COM. REPORT.

The Cemetary Committee of the Town of Brookline respectfully Report, That in accordance with a vote of the Town in Feb., 1841, they have covered the front wall of the burial ground with a hammered Granite Caping of 18 inches in width, and six inches in thickness at the centre, sloping to 4½ inches in thickness on both sides, making a substantial & durable covering to the wall.

Since making our last annual report, about half of the gravel bank has been excavated for an avenue, and a partition wall against the bank adjoining the land of Caleb Clark has been commenced and extended 35 ft. The remainder of this gravel bank will probably be all removed to repair the highways the ensuing year, and the avenue through it and around the whole grounds be completed, provided your committee should succeed in selling a few more burial lots to defray the expence of completing the partition bank wall.

About one hundred additional ornamental trees have been set the past year, of which about 30 were killed by the extremely dry season, & which your committee intend to replace the ensuing spring and also to continue the row of elms out side the front wall. Sales of two more burial lots have been made the past season, making a total of 8 lots sold, and the two high banks in front of the grounds have been covered with loam.

At the time your committee presented their last annual report, their Treasurer's accounts were not made up, by reason of the unfinished state of several contracts. An abstract will therefore be now presented embracing the whole receipts & expenditures from the begining to this date. Omitting the proceeds of the Town's land sold by your committee & the amount paid for the burial ground lot, which were particularly described in our report of last year & which amounts balanced each other. Our Treasurer's receipts are as follows:—

Recd. from Town Treasurer in 1840	$407 35
Recd. for sale of 7 burial lots	249 50
For sale of remnants of lumber & Old fence	15 25
For trees set on private lots	7
From Town Treasurer in 1841	250
Total amt. of receipts	$929 10

The disbursments are as follows:

Pd. Bill of carpenter work	$36 25
Pd. Millet's bill painting	24 38
Pd. D. Whitney's bill Labour	15 32
Pd. Sawing & plaining to Pt. Floor'g Estabt. . . .	31 10
Pd. Russell's bill for building wall	93 27
Pd. S. Snow's bill painting	3
Pd. J. Huff's bill labour	101 83
Pd. Perrie's bill seder posts	6 50
Pd. S. Philbrick's bill paints, repairing gates . . .	41 33
Pd. Woodward's bill surveying	4
Pd. D. Whitney's bill labour	42 75
Pd. S. S. C. Jones' bill nails &c	7 62
	$407 35

[Brought up]		407 35
Pd. bill lumber & posts	$84 49	
Pd. Kenrick's bill trees	69 67	
Pd. bill stone caping.	203 75	
Pd. bill laying stone	18 20	
Pd. J. Huff's bill labour	28 26	
Pd. D.Whitney's do. do.	29 41	
Pd. bills Lead, Iron work &c.	11 02	
Pd. D. Whitnes's bill in part, balance pd. by Town	16	
		460 80
		$868 15
Pd. bill of labour to D. Mahoney		23
Total amt. of disbursements		$891 15
Leaving a bal. in Treas. of		37 95
		$929 10

From the returns made to your committee by the sexton it appears that eighteen interments have been made in our burial ground during the year 1841. And three adults & one infant inhabitants of Brookline have been conveyed out of the Town for interment—as follows—viz.:

Time of Decease.	Time of Interment.	Names.	Age.	Disease.	Place of Residence.	How Interred.
1841. Jan. 2.	Jan. 4.	Mary Jackson.	78 yrs.	Lung fever.	Newton.	Entombed.
" 25.	Jan. 28.	Eliza Goddard.	34 "	Inflamation of bowels.	Brookline.	do.
" 29.	" 31.	Jabez Hunting.	74 "	Old Age.	Boston.	Buried.
" 31.	Feb. 2.	Rebecca Jones.	3 ys. 11 mos.	Congestion of Lungs.	Brookline.	Entombed.
April 28.	April 31.	Elizabeth T. A. Perry.	32 yrs.	Consumption.	do.	do.
May 6.	May 8.	Luther Thayer.	71 "	Spasmodic Rheumatism.	do.	Entombed in Boston.
" 8.	" 11.	Eliza Tappan.	18 "	Consumption.	New York.	Entombed.
" 25.	" 27.	Mary Scullon.	57 "	Old Age.	Brookline.	Entombed in Boston.
" 27.	" 30.	Susan Davenport.	79 "	do. do.	Roxbury.	Entombed.
July 14.	July 16.	William Ackers.	76 "	do. do.	Brookline.	do.
" 15.	" 16.	George Murdock.	42 "	Delirium Tremens.	do.	do.
Augt. 3.	Augt. 6.	Chas. E. Haulahan.	2 mos.	Diarrhœa.	do.	Buried.
" 22.	" 23.	Geo. F. Barnard.	10½ "	do.	Roxbury.	do.
Sept. 22.	Sept. 23.	Susan S. Jones.	18 "	Hooping Cough.	Brookline.	Entombed.
Oct. 2.	Oct. 4.	Martha A. Snow.	14 "	do. do.	do.	do.
" 11.	" 13.	Arthur O. McLellan.	15 "	do. do.	do.	Buried.
" 19.	" 21.	Geo. W. Dustin.	9 "	do. do.	do.	do.
Nov. 4.	Nov. 5.	Arba Hyde.	57 yrs.	Consumption.	do.	do.
Dec. 10.	Dec. 11.	Abigail Centre.	75 "	Accident.	Boston.	do.
" 3.	Jan. 4,'42.	Thos. N. Murdock.	7 "	Scarlet Fever.	Stow.	Entombed.
" 16.	Dec. 18.	Anne Searle.	36 "	Mortification.	Brookline.	Entomed at Mt. Auburn.

Brookline, March 1, 1842.

Signed in behalf of the com.,

S. Philbrick, *Chairman.*

A discussion arose respecting the powers of the Cemetary Committee.

Voted, That the subject be indefinitely postponed.

Voted, That this meeting be adjourned one fortnight from this day at two O'clock P. M.

Attest: Otis Withington, *Town Clerk.*

To Elisha Stone, Constable of the Town of Brookline,

Greeting:

You are required in the name of the Commonwealth of Massachusetts, within three days of the date hereof, to notify and summon each of the persons mentioned below, to appear before me, within seven days from the time you shall give such notice, to take the Oath prescribed by law to the office to which they are respectfully chosen, Daniel Sanderson, David Coolidge & Thomas Griggs as Selectmen, Samuel Philbrick & Seth T. Thayer as assessors, Charles Stearns, Jr., as assessor & surveyor of highways, Artemas Newell as Collector & Treasurer, Elisha Stone as constable & surveyor of wood & lumber, Stephen S. C. Jones as surveyor of wood & Lumber. Elijah Corey, Jr., Oliver Whyte, Charles Pulsifer, Thomas Quimby, Joseph White, Phineas Goodnough, Samuel Hills, John W. Warren, Hugh M. Sanborn & Daniel Pierce as surveyors of Highways. Albert Woodsom, William Clement, Frankline Stone, Joseph L. White, Amos Snow and Edward Hall as Field Drivers. Marshal Stearns and Abijah Warren Goddard as Fence Viewers. Hereof fail not and make return of this warrant with your doings thereon within ten days from the date hereof, given under my hand and seal this eighth day of March, 1842.

Otis Withington, *Town Clerk.* [L.S.]

Norfolk, ss. Brookline, March 15, 1842.

By virtue of the within warrant I have notified the within named persons as within directed.

Elisha Stone, *Constable of Brookline.*

NORFOLK, ss. BROOKLINE, March 11, 1842.

Then personally appeared and took the oath prescribed to the Office to which they had been respectively chosen the following persons on the day of the date set against their names:

March 11, 1842. Marshal Stearns, Fence Viewer.
" 11, Oliver Whyte, Surveyor of Highways.
" 11, Daniel Sanderson, Selectman.
" 11, David Coolidge, Selectman.
" 11, Thomas Griggs, Selectman.
" 11, Elisha Stone, Constable.
" 11, Elisha Stone, Surveyor of wood & lumber.
" 12, Phineas Goodnough, Surveyor of Highways.
" 12, H. M. Sanborn, Surveyor of Highways.
" 14, Stephen S. C. Jones, Surveyor of wood & lumber
" 14, Amos Snow, Field Driver.
" 14, Elijah Corey, Jr., Surveyor of Highways.
" 15, Albert Woodsom, Field Driver.
" 16, Thomas Quimby, Surveyor of Highways.
" 16, Daniel Pierce, Surveyor of Highways.
" 17, Samuel Hills, Surveyor of Highways.
" 18, Edward Hall, Field Driver.
" 18, Artemas Newell, Collector and Treasurer.
" 19, Charles Pulsifer, Surveyor of Highways.
" 19, John W. Warren, Surveyor of Highways.
" 21, Abijah W. Goddard, Fence Viewer.
" 29, Timothy Corey, Assessor.
" 29, Charles Stearns, Jr., Assessor.
" 29, Charles Stearns, Jr., Surveyor of Highways.
April 30, Abijah Warren Goddard, Assessor.

OTIS WITHINGTON, *Town Clerk.*

MARCH 21, 1842.

At an adjourned meeting of the inhabitants of Brookline from 7th inst., at 2 o'clock P. M.

Abijah Warren Goddard, Moderator.

Voted, To proceed to proceed to the business of the day.

Voted, To excuse Seth T. Thayer as assessor.

Abijah W. Goddard was chosen unanimously, Assessor, in place of Mr. S. T. Thayer excused.

Voted, To excuse Mr. Sam'l Philbrick as assessor.

On balloting for assessor in place of Mr. Philbrick —

Mr.	James Robinson	had	23 Votes.
"	Samuel Craft	had	4 "
"	Sam'l Philbrick	"	1 "

Mr. Robinson being chosen, declined accepting.

Second trial, Dea. Timothy Corey was chosen. T. Corey had 45 Votes, Mr. David Coolidge had 3 Votes.

Voted, Not to choose Tythingmen.

Voted, That the Town Treasurer be requested to present annually a report of the receipts and expenditures of the Treasury acording to law.

Voted, To act on the appropriations.

Voted, That the sum of four thousand five hundred dollars be raised in this Town by Taxes the present year—which shall be appropriated to the various purposes enumerated in the Report of the committee appointed to audit the Treasurer's accounts; and which shall be applied, according to the division therein specified.

It is further ordered that the sum of one thousand Dollars appropriated to the repair of highways shall be assessed and collected into the Treasury, in the same manner that the Town expences are assessed & collected; and the same shall be divided between the several highway districts according to the division of the last proceeding years. And that the Selectmen be authorized to draw Orders on the Treasury in payment of each Surveyor's Acct. to the amount of each District's proportion; when they shall be satisfied that the same has been expended in repairing the roads according to the requirements of law, and not otherwise.

Voted, That the Selectmen be authorized to expend on the highways; at their discretion, a sum not exceeding one hundred and fifty dollars.

The Committee on Sale of Fire Engine Norfolk made the following Report, which was accepted by vote,—

REPORT OF COM. ON SALE OF FIRE ENGINE NORFOLK.

The Committee appointed by the Town of Brookline, to unite with the Selectmen of Roxbury in disposing of the Fire Engine Norfolk would now respectfully report,—

That after making several applications to said Selectmen, your committee finally succeeded in connexion with them in effecting a sale of said Engine & hose in the best manner they could accomplish though at a low price—as follows, Viz.:

Fire Engine Norfolk	$175
Old hose 97 ft. at 20c per ft.	19 40
3 hose joints @ $1 each	3
Making a total of	$197 40
From which deduct Amt. paid over to the Selectmen of Roxbury in proportion to the Original Subscription from Inhabitants of Roxbury in purchasing the same	50
Leaving a balance of	$147 40

Which amount has been paid over to the Treasurer of this Town.

On behalf of the Committee,

BROOKLINE, 1st March, 1842. S. PHILBRICK, *Chairman.*

The following report was read and accepted:

The Selectmen having been chosen as a committee at the last annual meeting to cause to be erected in suitable places Posts & Boards with the name of the Streets thereon, have attended to that duty and beg leave to report the expence as follows:

Elisha Stone's bill for work on Posts & Boards finding stuff for Boards and putting up the same	$51 14
S. D. Bate's bill for painting & lettering 37 Boards	37 00
C. & F. A. Heath's bill for Posts	11 03
Silas Snow's bill for Painting Post & 2 boards helping put up the same	6 59
Joseph Huff's bill for carting Posts from Boston	1 00
S. S. C. Jones' bill for carting boards to & from Boston	1 00
Sum Total	$107 76

GUIDE BOARDS.

They also report the Guide Boards in the Town to be up in all places necessary, as the law directs.

All of which is respectfully Submitted.

Signed CHARLES STEARNS, JR., JAMES ROBINSON, B. B. DAVIS, } *Selectmen.*

BROOKLINE, March 7, 1842.

The trustees of the School fund made the following report which was accepted by vote:

SCHOOL FUND.

The trustees appointed by the town to report the state of the School fund, to whom loaned, and also security of the same, have discharged that duty and report as follows:

To Theopholus Dame's note and mortgage on house and land in Brighton, with policy of insurance . . .	$435 84
Samuel Brown's note and mortgage on house and land in Boston, with policy of insurance	$811 11
Charles Hasting's Note and mortgage on land and buildings in Brighton, with policy of insurance	$304 53
Edward Hall's note and mortgage on land and buildings in this town, with policy of insurance	$204 53
Daniel Kingsbury's note and mortgage on land and buildings in Newton, with policy of insurance	$1225 00
Reuben Hunting's note and mortgage on land and buildings in Brighton	$1550 00
Total sum of said fund	$4531 00

We are confident that the above security is satisfactory.

CHARLES STEARNS, JR.,
JAMES ROBINSON,
DANIEL SANDERSON,
A. W. GODDARD, } *Trustees.*

By a vote of the town the trustees were to audit the treasurer's account, and report to the town. They have performed that duty and report as follows:

The treasurer has charged himself with money received for principal and interest for the last two years the sum of	$2113 11
The treasurer has recd. of one individual	1520 73
The trustees thought advisable to add of the int. . . .	29 27
By the direction of the trustees that sum has been loaned to Reuben Hunting with security before named. The treasurer has also paid by orders drawn by the Selectmen	$581 61
Has also paid at the register's office	1 50
	$2133 11

The above named sums having been drawn leaves the treasury without funds.

The trustees find the treasurer's books have been faithfully kept and all interest collected that is due.

All which is respectfully submitted by

CHARLES STEARNS, JR.,
JAMES ROBINSON,
DANIEL SANDERSON,
A. W. GODDARD, } *Committee.*

Voted, That the Assessors be allowed two dollars per day for their services.

Voted, That the subject of High school be indefinitely postponed.

Voted, That this meeting be disolved.

Attest: OTIS WITHINGTON,
Town Clerk.

The following list of persons liable to do military duty in Brookline were returned by the Assessors in May, 1842:

John Smith
Benjn. Owen
Jacob Leavitt
David S. Coolidge
Charles Coolidge
David Weymouth
Martin Carey
Alford Bennitt
Freeman Ayers
George Otis
Charles Morse
Phineas Walker
Thos. Bragnam
Chas. Robinson
Franklin Chamberlain
Hollis Gerry
Charles Tolman
Timothy Leeds
Isaac Burrows
Edward Secomb
John Gustin
P. J. Bachelor
B. Richardson
J. Webster
Thos. Seaverns
John Gibbs
Stone
Peter Tenan
Silas Piper
Miles Randal
Andrew Dearborn
James Whitney
Michael Whitney
Aaron Cotton
Calvin Smith
Harrison Merrell
Daniel Walker
John Wilkins
Chas. D. Perry
Isaac N. Fogg
Moses Withington
John Kenrick
Royal Woodward
George Stoddard
John Dustin
T. T. Barker

Uriah Blaisdell
Oliver Pray
Amos Whittemore
Sam'l Bryant
Benjn. Gentleman
Robert Moody
George Bartlett
Joseph Pike
William Low
Epriam Low
Otis Withington
Jacob Hurd
John Ford
Albert Woodson
Agel Lovejoy
Clark L. Haynes
Benjn. Woods
Stephen Hyde
John Hanson
Zemri Worcester
Joseph L. White
William White
John Rice
Samuel Page
Isaac Hooper
Benjn. Austin
John Boynton
Daniel Smith
Aaron Hurd
Atmon Andrews
Paul Mallay
Stone
James Ray
Charles Reed
Ebenr. Reed
John Nason
Bradford Nason
Frederick Miller
Ira Box
George Brown
William Brown
Oliver Whyte Jr.
James Felker
Horace Cousens
Oliver Cousens
Ivory Ross

Sam'l A. Robinson
Jesse R. Brown
William Griggs
Charles Guild
Sylvanus Kimball
Alford Page
Ira Lerow
David Boynton
Uriah Morrison
Timothy Dane
Nath'l Fry
Elial G. Hatch
Elkhannah Foss
Nath'l Chapin
James Fisher
Samuel Clark
Isaiah Folsom
Aaron Hanson
George Hildreth
Charles Whitney
Swain Clement
Dean Fairbanks
Edward Allen
E. A. Ranney
Moody Page
Hiram Pettingals
George Merrill
William P. Brewer
Ralph Washburn
Charles Smith
Charles Heath
Russell Bean
Alvin Loker
Hosea Bartlett
John Barry
Thomas French
Alva Hall
Charles Richards
Amisa Huntress
Sam'l Townsend Jr.
Thos. N. Woodward
Chancy Woodward
Isaac Townsend
Thaxter Prouty
George Craft
Charles Craft

Aaron McIntosh
Edward Haskell
James Hanson
Charles Warren
John W. Warren
Simon Warren
George Dunn
William Clement
Charles Hoyt
Cochran
Joel C. Pettingale
Alanso Andrews
Joseph Gutterson
Abijah W. Goddard
William Whitton
George W. Goldsmith
Augustus T. Newell
Benjn. Perkins
Samuel Foss
Caleb Craft Jr.
Joseph Kimball
Stephen Perkins
Thomas Townsend
John Huntress
Dexter Johnson
Wm. R. Lawrence
John Evans
John H. Harvey
David Whitney
Oran Rice
William Burnham
Gulliver
Samuel Sutton Jr.
Lyman Morse
Henry Whitney

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OTIS WITHINGTON,
Town Clerk.

COMMONWEALTH OF MASSACHUSETTS.

At a legal meeting of the Inhabitants of the Town of Brookline in the County of Norfolk and Commonwealth of Massachusetts qualified by the Constitution to Vote for Representatives in the General Court, holden on the eighteenth day of July being the third Monday of said month, in the year one thousand eight hundred and forty-two, for the purpose of giving in their Votes for a Representative of said Commonwealth, in the Congress of the United States, for District Number nine.

The whole number of persons who gave in their Votes was ascertained as is directed in the Revised Statutes (Chap. 4, Sec. 13) by counting the number of seperate ballots given in, and the whole number of ballots was ninety-five.

And the whole number of votes given in were sorted, counted, recorded, and declaration therefore made as by Law is directed, and were for the following persons :—

Samuel G. Goodrich, sixty.
Ezra Wilkinson, thirty-two.
William Jackson, three.

OTIS WITHINGTON,
Town Clerk.

WARRANT FOR NOVEMBER MEETING.

To Elisha Stone, Constable of the Town of Brookline,

GREETING:

You are required in the name of the Commonwealth of Massachusetts, to notify and warn the Male Inhabitants of the town of Brookline, being twenty-one years of age, and who having resided in the Commonwealth one year, and within the town six months next preceeding and who shall have paid any State or County tax which has been assessed upon them within two years last past, and also every citizen who shall by law be exempt from taxation and in all other respects be qualified as above: To meet at the Town Hall in said Brookline on the second Monday in November next being the fourteenth day of said month at One O'clock in the afternoon at which time the polls will be opened to act on the following articles, Viz.:

1st. To see if the town will send a Representative to the next General Court. 2. To give in their Votes to the Selectmen for Governor and Lieutenant Governor of this Commonwealth, three Senators for Norfolk County, for a Representative to the twenty-Seventh Congress of the United States, for District Number Nine, in place of Hon. Wm. S. Hastings deceased, for a Representative to the twenty-eighth Congress of the United States for District Number eight, and for a Representitive to the next General Court, if approved of by the town, all the above officers will be voted for on one ticket.

The legal voters of the Town of Brookline are notified to meet at four o'clock P. M. to act on the following articles, Viz.:

1st. To choose a Moderator.

2d. To see if the town will grant and appropriate money to pay for the Hay Scales.

3. To see if the town will indemnify the former Selectmen for the expence of defending the suit at law, which was brought to recover damages for an *alledged* error in judgement while in the discharge of their duty as Selectmen in the year 1840.

Given under our hands and seals this thirty-first day of October eighteen hundred and forty-two.

DANIEL SANDERSON, [L.S.]
DAVID COOLIDGE, [L.S.]
THOMAS GRIGGS, [L.S.]

NORFOLK, ss. BROOKLINE, Nov. 8, 1842.

By virtue of the within warrant I have notified the within named persons to appear at the time and place for the purposes within mentioned.

ELIZHA STONE, *Constable.*

Agreeably to the foregoing warrant, a meeting was held at the Town Hall.

Voted, To send a Representative to the next General Court.

For Governor:

Whole number of Votes given in were 163.
John Davis of Worcester had One hundred and six votes.
Marcus Morton had fifty-six votes.
Samuel A. Walker had one vote.

For Lieutenant-Governor. Whole No. 165.

George Hull of Sandisfield had One hundred and seven votes.
Henry H. Childs had fifty-eight votes.

For Senators. Whole No. 165.

Luther Metcalf of Medway had One hundred and seven.
B. F. Copeland of Roxbury had one hundred and seven.
Appleton Howe of Weymouth had one hundred and seven.
Artemas Brown had fifty-eight votes.
Benjamin V. French " " " "
Isaac H. Wright " " " "

For Representative to the twenty-eighth Congress for District Number eight. Whole No. 169.

John Quincy Adams had One hundred and eleven votes.
Ezra Wilkinson had fifty-eight Votes.

For Representative to the twenty-seventh Congress for District Number nine in place of Hon. Wm. S. Hastings deceased. Whole No. 168 Votes.

William Jackson of Newton had one hundred and ten votes.
Ezra Wilkinson had fifty-eight votes.

For Representative to the next General Court.

Whole Number of votes One hundred and sixty-four.
Thomas Kendall had one hundred and seven votes.
James Bartlett had fifty-six votes.
A. H. Clapp had one vote.

Voted, To close the Poll at $\frac{1}{4}$ past 3 O'clock.

Voted, Mr. Abijah W. Goddard Moderator.

Voted, That a sum not exceeding 300 dollars be appropriated for the payment of a new hay scales provided by the Selectmen, and that any money in the Treasury not otherwise appropriated be applied to that use, and if there should be none, that the Treasurer be authorized to borrow the same.

Voted, 68 to 56, by polling the house, That a Committee of five be nominated by the Chair to report at next March Meeting—on the third article in the warrant.

Voted, Samuel Philbrick, Harrison Fay, James Bartlett, Timothy Corey, George Griggs, } Committee.

Voted, To adjourn *Sine die*.

OTIS WITHINGTON,
Town Clerk.

WARRANT FOR DECEMBER MEETING.

To Elisha Stone, Constable of the Town of Brookline,

GREETING:

You are required in the name of the Commonwealth of Massachusetts to notify and warn the male Inhabitants of the Town of Brookline being twenty-one years of age and who having resided within the Commonwealth one year and within the town six months next preceeding and having paid any State or County tax which has been assessed upon them within the Commonwealth within two years last past; and also every citizen who shall by law be exempt from taxation and in all other respects qualified as above mentioned, to meet at the Town Hall in said Brookline on Monday the Nineteenth day of December current, at One O'clock in the afternoon, at which time and place the polls will be opened, to give in their votes to the Selectmen, for one Representative to the Twenty-seventh Congress of the United States for District Number Nine that is an inhabitant of the said Congressional District, to fill the vacancy occasioned by the

death of Hon. William S. Hastings, and to represent them in the Congress of the United States of America until the fourth day of March, in the year of our Lord one thousand eight hundred and forty-three.

The legal Voters of the Town of Brookline are notified to meet at half-past three o'clock P. M. to act on the following articles, Viz. :

1st. To choose a Moderator.
2d. To revise the Jury Box.
3d. To see if the Town will make an alteration in the appropriation of money on the highway near the estate of Arby Hyde.

Given under our hands and seals this seventh day of December, one thousand eight hundred and forty-two.

DANIEL SANDERSON. [L.S.]
DAVID COOLIDGE. [L.S.]
THOMAS GRIGGS. [L.S.]

NORFOLK, ss. BROOKLINE, Dec. 13, 1842.

By virtue of the within warrant I have notified & warned the within named persons to appear at the time & place for the purposes within mentioned.

ELISHA STONE, *Constable.*

COMMONWEALTH OF MASSACHUSETTS.

At a legal meeting of the Inhabitants of the Town of Brookline, qualified by the Constitution to Vote for Representatives to the General Court, holden on the Nineteenth day of December, being the third Monday of said month, in the year of our Lord one thousand eight hundred and forty-two, for the purpose of giving in their votes for a Representative of said Commonwealth in Congress of the United States, for District Number Nine.

The whole number of persons who gave in their votes was ascertained as is directed in the Revised Statutes (Chap. 4, Sec. 13) by counting the number of seperate ballots given in, and the whole number of ballots was ninety.

And the whole number of Votes given in were sorted, counted, recorded, and declaration thereof made as by Law is directed—

And were for the following persons:

William Jackson,	fifty-seven.
Ezra Wilkinson,	twenty-nine.
Theodore Lyman,	three.
Samuel G. Goodrich,	one.

Meeting dissolved by Vote at ¼ past 3 O'clock.

Mr. Abijah W. Goddard was then chosen Moderator.

The following names proposed by the Selectmen for the Jury Box were accepted by vote:

When Drawn.			When Drawn.
	Samuel Philbrick.	Otis Withington,	Mch. 6, 1843.
March 6, 1843.	Marshal Stearns.	Harrison Fay,	Feb. 9, 1844.
Dec. 19, 1842.	Daniel Sanderson.	Michael Mellen,	Dec. 5, 1843.
Oct. 1844.	David Coolidge.	James Robinson,	March 6, 1843.
Dec. 2, 1844.	Bela Stoddard.	Moses Withington,	March 6, 1843.
April 15, 1843.	George W. Stearns.	Samuel A. Walker,	Sept. 4, 1843.
Dec. 19, 1842.	Moses Jones.	George Craft,	Feb. 9, 1843.
Jan. 27, 1845.	Simon Warren.	George Bell,	April 8, 1844.
April 8, 1844.	William Dearborn.	George Babcock,	April 15, 1843.

Voted, That the third Article in the warrant be indefinately postponed.

Adjourned without day.

OTIS WITHINGTON, *Town Clerk.*

PETITION OF JEREMIAH LYON AND OTHERS TO BE ANNEXED TO BROOKLINE.

To the Honorable the Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned, inhabitants of that part of Roxbury which adjoins the east part of Brookline, and residing in the immediate vicinity of the churches, school houses, and the Post Office of Brookline:—Respectfully petition your Honorable body that a line may be drawn dividing Roxbury and Brookline, through the centre of Muddy Brook, so called; beginning where the said Brook runs near the intersection of the Mill Dam Road with the County Road, and pursuing the line of the said brook through

the estate of Mr. Henry Ward, until it meets an old dam; from thence running straight, nearly in a southwesterly direction, to Perkins Street, thence upon Perkins street to the monument which marks the present boundary line.

Your petitioners would thereby become inhabitants of Brookline, and able to avail themselves of churches, school houses, and the Post Office near to them, very much to their convenience, and without injury to any one.

They therefore pray that the said described line may be established as the boundary line hereafter, between Roxbury and Brookline.

And as in duty bound, will ever pray.

JEREMIAH LYON, and others.

ROXBURY, Jan. 25, 1843.

ORDER OF NOTICE.

COMMONWEALTH OF MASSACHUSETTS.

IN SENATE, Feb. 8, 1843.

On the Petition aforesaid, *Ordered*, That the Petitioners cause an attested copy of their Petition, with this order thereon, to be served on each of the Town Clerks of the towns of Roxbury and Brookline seven days, at least, before the twentieth day of February instant, and also like copies to be published twice in the Bay State Democrat and Boston Atlas, the last publication to be five days, at least, before the 20th day of February instant, that all persons interested may then appear, and show cause, if any they have, why the Prayer of said Petition should not be granted.

Sent down for concurrence.

LEWIS JOSSELYN, *Clerk*.

IN THE HOUSE OF REPRESENTITIVES, Feb. 9, 1843.

Concurred.

L. S. CUSHING, *Clerk*.

A true Copy. Attest: LEWIS JOSSELYN,
Clerk of the Senate.

WARRANT FOR FEBRUARY.

To Elisha Stone, Constable of the Town of Brookline,

GREETING:

You are required in the name of the Commonwealth of Massachusetts to notify and warn the Male Inhabitants of said town being twenty-one years of age, and who having resided within the Commonwealth one year and within the

town six months next preceeding and having paid any State or County tax which has been assessed upon them within the Commonwealth within two years last past; and also every citizen who shall by law be exempt from taxation and in all other respects qualified as above, To meet at the Town Hall in said town on Wednesday the fifteenth day of February instant, at three o'clock in the afternoon, to act on the following articles, Viz. :

First. To choose a Moderator.

Second. To hear and act on the Order of Notice from the Legislature of the Commonwealth of Massachusetts, on the Petition of Jeremiah Lyon and others, relative to being set off from Roxbury and annexed to Brookline.

Given under our hands and seals this tenth day of February eighteen hundred and forty-three.

DANIEL SANDERSON, [L.S.]
DAVID COOLIDGE, [L.S.] } *Selectmen.*
THOMAS GRIGGS, [L.S.]

NORFOLK, SS. BROOKLINE, Feb. 13, 1843.

By virtue of the within warrant I have notified & warned the within named persons to appear at the time and place for the purposes within mentioned.

ELISHA STONE, *Constable of Brookline.*

A true Copy.

Attests: OTIS WITHINGTON, *Town Clk.*

At a meeting of the Inhabitants of Brookline, legally warned and assembled on Wednesday, the fifteenth day of February, one thousand eight hundred and forty-three,—

Deacon Thomas Griggs was chosen Moderator.

Voted, 42 to 12, That we accede to the prayer of the Petition of Jeremiah Lyon and others.

Voted, That we instruct our Representative to inform the Court's Committee of the doings of the Town.

OTIS WITHINGTON, *Town Clerk.*

WARRANT FOR MARCH MEETING.

To Elisha Stone, Constable of the Town of Brookline,

GREETING:

You are required in the name of the Commonwealth of Massachusetts, to notify and warn the Male Inhabitants of said town, being twenty-one years of age, and who having resided within the Commonwealth one year, and within the town six months next preceeding and having paid any state or County tax which has been assessed upon them within the Commonwealth within two years last past. And also every citizen who shall by law be exempt from taxation and in all other respects qualified as above mentioned,

To meet at the Town Hall in said town on the first Monday of March next, being the sixth day of said month, at One O'clock in the afternoon, at which time and place the Polls will be opened, to act on the following articles, Viz.:

1st. To choose a Moderator to preside at said meeting.
2d. To hear the reports of Committees.
3d. To give in their votes for County Treasurer.
4th. To choose Town Officers as the law directs.
5th. To see if the Town will grant to the Rev. John Pierce, D. D., a lot in the Cemetery.
6th. To see if the Town will grant to the Congregational and Baptist Societies each a lot in the Cemetery, and authorise the Cemetery Committee to execute deeds accordingly.
7th. To see what measures the Town will take relative to providing an establishment for their Poor.
8th. To see if the town will take any measure relative to enlarging the School House yard in the North District.
9th. To see what the Town will do respecting the Centre School.
10th. To see what the Town will do relative to a School Library.
11th. To see what the town will do relative to the alleged grievances of several Individuals in connection with the Cemetery.
12th. To raise money for the expences of the Town the current year, and make appropriations for the same.

Given under our hands and seals this twentieth day of February, eighteen hundred and forty-three.

DAVID COOLIDGE, [L.S.]
THOMAS GRIGGS, [L.S.] } *Selectmen.*
[L.S.]

NORFOLK, ss. BROOKLINE, March 4th, 1843.

By virtue of this warrant I have notified & warned the within named persons to appear at the time & place for the purposes within mentioned.

ELISHA STONE, *Constable of Brookline.*

At a meeting of the Inhabitants of Brookline legally warned and assembled on the Sixth day of March, 1843, for the purpose of choosing Town Officers, receive reports of committees, give in their Votes for County Treasurer, raise money for the expenses of the Town the current year, and act on other business specified in the warrant,—

Meeting was opened with prayer by Rev. John Pierce, D.D.

After reading the warrant,

Mr. Abijah Warren Goddard was chosen Moderator—13 votes.

Otis Withington, Town Clerk, 37 out of 38 votes, sworn.

The Treasurer and Auditor's report was read and accepted by vote as follows :—

TREASURER'S REPORT.

Agreeably to a Vote of the town at the last Annual Meeting the Treasurer would respectfully Submit the following report of the receipts and expenditures of the town during the past year :

There was cash on hand at the last auditing of the accounts in February, 1842		$1143 54
Rec'd from the State Treasurer, on a/c State Paupers .		21 28
Rec'd from the State Treasury the Town of Brookline's proportion of the income from the Massachusetts School Fund for 1842		32 70
Whole amount of taxes levied for 1842 . . .	$4660 71	
less the amount of abatements by assessors .	198 08	4462 63
Rec'd from Mr. Stephen S. C. Jones proceeds of Hay Scales		75 82
Rec'd of Mr. Jones for Gun Powder belonging to the town which has been stored for several years		8 25
Rec'd of Dea. Thomas Griggs, Treasurer of the Brookline School Fund, the income for the past year . .		252 37
Making the whole amount of receipts into the Treasury during the past year, including the balance on hand at the last Auditing of the accounts		5996 59
There has been paid from the Treasury by order of the Selectmen, for sundry expences as will appear more in detail in this report		4656 64
Leaving a balance in the Treasury at the present time of .		1339 95

The different items of the expences of the town have been separated and will appear, under their proper heads as follows :—

PAUPERS.

There have been supported, and relieved by the town during the past year, twelve persons at an expence, including medical attendance, of	745 63

As the town may not generally know the situation of the poor of the town, I herewith give a more particular account, with the expence attending the support of each.

Eliza Thompson, a young woman boarding in a family in Westborough at an expence for board exclusive of 1 doll. per week, there has been paid for her support, including some arrearages for board last year	78 00
Sarah Bond, a woman who is at present in Boston, there has been paid for her support, mostly for board in the House of Correction	24 23
Two children of Amasa Jackson, boarding in a family in Newton, there has been paid for their support	66 75
Within the past year there has been provision made for one of them, so that at present he is no expence to the town.	
Mrs. Kenrick, occupies a part of Mr. Hersey's house and boards herself at an expence to the town during the past year, including Med. attendance, of . .	78 20
William C. Aspinwall boards with his mother, the widow Anna Aspinwall, in this town, there has been paid for his support, including medical attendance 6.70, and nurses to attend him in his sickness, with some arrearages for board last year . . .	271 25
Samuel Thompson & his wife board with Mr. Hiram Bean, in this town, at an expence for board exclusively of $2.75 per week, there has been paid for their support, including medical atttendance, clothing, &c.	155 31
Samuel Walcott in the House of Industry in Boston, there has been paid for his board in the House of Industry during the past year	36 42
Frederick Miller, a foreigner, who was taken sick while in the employment of Mr. Corey, and was sent to the Mass. Gen. Hospital, and there was paid by the town for his board there	17 57
Amasa Jackson is not at present any expence to the town except while sick. There has been paid for medical advice and medicines during the years 1841 & 42	7 90
Anna Dana has received some trifling assistance during the past year, amounting to	10 00
Making the amount that has been paid from the Treasury during the past year as above for the Poor	$745 63

[Brought up]		745 63

Schools.

The amount paid for the expence of Education during the year	1502 34	
Expence of teachers & fuel &c. in South School District	262 44	
Expence of do. North School District	652 11	
Expence of do. Middle School District	343 29	
Expence of do. Centre School	244 50	
Making the amount paid from the Treasury since last Audit		$1502 34
		2247 97

Highways.

The expence of Roads during the past year has been	1040 50	
There has been paid to Sam'l Hills for the first South District	60 00	
Paid Phineas Goodnough for the 2d South District	80 00	
John W. Warren for the third South District	120 00	
Charles Stearns, Jr., for the first North District	100 00	
Elijah Corey, Jr., for the Second North District	170 00	
Oliver Whyte for the third North District	77 00	
Charles S. Pulsifer for the First Middle District	100 00	
Thomas C. Quimby for the Second Middle district	20 00	
Joseph White for the Third Middle district	40 00	
Hugh M. Sanborn for Eastern Turnpike	160 00	
Daniel Pierce for Western Turnpike	100 00	
Nathaniel Pulsifer for repairing the road between the turnpike and the Newton line, not belonging to any district	13 50	
Showing the expence of Repairs of Roads as above to be		1040 50

N. B. Should the town make any alteration in the districts by connecting the first and second middle districts, as many think advisable, it would perhaps be well to annex this last named piece of road (between the turnpike & Newton Line) to the same district.

Town Officers.

Under this head has been included the making and collecting Taxes, Stationary, Blank books, & Printing, rent of room for Selectmen and Assessors, Salary of Officers, &c., amounting in all to	385 61
Paid for casting Taxes and for entertainment of Assessors & other expences of assessing Taxes during the time	36 00

[Brought up]		3288 47
Paid to Elisha Stone for warning town meetings and other services as constable during the year . .	17 50	
Paid to the Selectmen for their services during the year at 25 dollars each	75 00	
Paid to Mr. Otis Withington for services as Town Clerk, and Recording Births & Deaths, &c. . .	25 00	
Paid Lyceum Hall for the use of a room for Selectmen & Assessors during the year	25 00	
Paid A. Newell for Collecting Taxes & services as Treasurer, and with the Selectmen during the year	166 51	
Paid Charles Stearns, Jr., Timothy Corey and A. W. Goddard for their services as Assessors during the year at $5 each	15 00	
Paid for stationary, printing Tax Bills, Notifications for Town Meetings, Postage bill, and Blank Books for Clerk's Office, &c.	25 60	
Making the expence under the head of Town Officers, as above		385 61

Repairs of Public Buildings.

There has been paid to Mr. Stone for Carpenters Work, to Mr. Carr for Masons work, to Mr. Snow for Glazing, and Mr. Lambert for Blacksmith work, each small bills for repairs of School Houses, or Town Hall, Amt'g in all to		21 05

Guide Posts.

There has been paid to Mr. Stone for repairs of Guide Posts		75

Fire Engine.

There has been paid from the Treasury for bills that have been presented & the poll tax of the members of the Engine Co., &c., in all	79 47	
as follows:		
Paid to Mr. Hunneman & others for repairs of the engine during the year	37 77	
Paid for taking care of the engine two months, from March to May, 1842, to A. H. Clapp . . .	6 67	
Paid for Refreshments furnished to the Engine Co. during the year	11 03	
Paid 16 Engine-men Poll Tax—1.50 each . . .	24 00	
Amounting in all as above to		79 47

There is a bill due to A. H. Clapp for taking care of the Engine from May to the present time, the bill not having been rendered, has not been paid, which will probably make the whole expence of the fire department during the year about One Hundred Dollars.

[Brought up]		3775 35
TAXES.		
County Taxes for 1842	448 40	
Taxes on Needham Woodland	2 04	
		450 44
INCIDENTAL, OR EXTRAORDINARY EXPENCES.		
There has been paid during the past year for sundry expences that have been classed under this head, as follows:	430 85	
For an Iron Safe for the use of the Town, with the expence of Trucking and putting into the Town Hall	103 25	
For a New Platform Balance for the use of the Town for a Hay Scale including all expence for stone wall &c.	290 50	
For Cash paid L. Harrington of Boston for damage sustained by the upsetting of a chaise, in consequence of a defect in the highways in this town .	25 00	
For Cash paid Military Bounty to one soldier, Mr. J. W. Blanchard	5 00	
Paid for repairs of Hearse Harness	1 00	
Paid for storage of Gun Powder in the Roxbury and Cambridge Magazine for several years past . .	6 10	
Making the sum of Contingent Expences . .		430 85
And making the whole amount paid from the Treasury since the last Auditing of the Accounts .		4656 64
Which being deducted from the amount of receipts, $5996.59, leaves a balance in the Treasury, including a small amount of uncollected Taxes, of Thirteen Hundred & Thirty-Nine Dollars & 95 cents		$1339 95

In submitting the above report, the Treasurer would call the attention of the town to the subject of our present financial System; it will be found by examining more particularly into the accounts of the town for the past years that the amount as shown to have been paid from the Treasury since the last auditors' report, does *not show* the expences of the town as they actually occurred during the *year;* but shows the amount paid for bills which had matured before the *commencement* of the year, and such of those as *have been presented for payment* that have been contracted *during* the year, leaving many that are not due, acording to our present custom of paying them, to be settled at some future time; rendering it difficult, if not impossible, to ascertain with any degree of accuracy the "*actual annual expences of the town.*" As a remedy for this evident defect in our present system, your treasurer, by the advice of the Selectmen, has been induced to suggest to the town, for their consideration, the propriety of establishing, *by vote*, a *regular & uniform financial year*, to be observed by all town officers in making & settling all contracts for the town; a period, *from & to* which, all contracts shall be

made and *settled* in all cases where practicable. Under such an arrangement, the selectmen or other town officers, would be enabled generaly to settle all contracts made under their own administration, and render an accurate account of the same, at the annual meeting, leaving their successors in office to attend to making and settling their own contracts and performing the duties only that rightly belong to them, and having the advantage in all cases of having contracts settled by the same parties that made them. By adopting this method the inhabitants would have the satisfaction, *once* in each year, of ascertaining the *true* state of the finances of the town.

All of which is most respectfully Submitted.

ARTEMAS NEWELL,
Treasurer.

BROOKLINE, March 6, 1843.

AUDITING COMMITTEE'S REPORT.

BROOKLINE, March 1, 1843.

The undersigned having faithfully examined the accounts of the Treasurer find them as above reported, faithfully kept and well avouched, and they cheerfully award to him their approbation for the accuracy & fidelity with which he has discharged the duties of his office for the past year. And in view of all the circumstances of the town they would recommend that the same sum should be raised by taxation for the present as was for the past year, vis., four thousand & five hundred dollars, according to the following

ESTIMATE.

Support of Poor	750
Repairs of Buildings	100
" " Roads	100
Repairs of Highway	1000
Education	1300
Engine	150
County & Needham tax	450
Contingences	250
Assessing & Collecting taxes	150
Town officers' Salaries, &c.	250
	$4500

CHARLES WILD,
ELIJAH COREY,
EBENR. HEATH,
Auditing Committee.

The report of the Cemetery Committee was read and accepted by vote as follows :—

CEMETERY COMMITTEE REPORT.

The cemetery committee for the town of Brookline, since presenting the last annual Report, have effected the further sales of five lots for family interments in the new burial ground, and two small lots in old ground, where interments had been previously made; The proceeds of

which have furnished the means for completing the broad avenue through the gravel ridge, and preparing for sale twelve new lots bordering on the broad avenue on the easterly side of the grounds; Also for turfing the bank on the east and south sides of the high ridge, for procuring and planting an additional number of 160 ornamental trees and making many other improvements.

The centre ridge has been dug over, covered with loom and sowed with grass seed; a new survey & plan of the grounds have been made by E. F. Woodward, embracing all the improvements and delineating all the lots and avenues which have been laid out.

The whole number of lots laid out, delineated and numbered on the plan is 49. Thirteen of which have been sold, besides the two small lots in the old ground before named.

Applications having occasionally been made for the interment of non-residents, your committee have judged it expedient to institute an order requiring the payment of five dollars each, for all such interments, where no special claim of previlege existed. In consequence of offensive exhalations which are occasionally emitted from Tombs built in Banks with the front wall open to the atmosphere, your committee have found it necessary to establish an order, requiring all Tombs hereafter built, to be sunk below the surface level of the ground.

Your committee have also found it necessary to restrict the *erection* of all grave-stones and monuments on the public grounds to their own supervision and direction.

The Rev'd Dr. Pierce having applied for a gratuitious deed of a small lot of ground adjoining his Tomb on the eastern side, your committee considering themselves unauthorised to make such grant, would respectfully recommend the passing of a vote by the Town authorising such grant to be made.

The receipts of money since our last report have been as follows:

From sales of 5 lots the past year and one lot the preceeding year, @ $25 each	$150	
From sales of two small lots in old ground	17 50	
Balance in treasury as per last report	37 95	
Making a total of		$205 45

The disbursements have been as follows:

Paid for ornamental trees	$53 50	
Paid sundry bills of Labour	78 38	
" for cedar posts, grass seed, blank deeds and book for records	8 50	
" for 1½ cords of Loom	6	
" for turfing bank, including turf	35	
" for Woodward's bill for survey & plan	3	
" for frame & glass to enclose the plan	2 50	$186 88
Leaving a balance unexpended of		$18 57

From the returns made by the Sexton it appears there have been Ten deaths in the Town & nine interments in our burial grounds the past year, of the following descriptions:

Names.	Age.	Time of Death. 1842.	Time of Burial.	Disease.	Where Intered.
Caroline Dolbein	1 year.	March 22.	March 23.	Scofula.	Brookline.
Maria A. Williams . . .	27 years.	March 28.	" 30.	Dropsy.	do.
Lydia Griggs	65 years.	April 21. at Cambridge.	April 23.	Eysipelas.	do.
Nathan P. Hooper . . .	10 weeks.	June 24.	June 26.	Dropsy.	do.
Wm. H. Woodward .	15 months.	July 14.	July 15.	Scofula.	do.
Lucy Ann Withington .	11 months.	July 22.	" 23.	Consumption.	do.
Elisabeth Aspinwall . .	64 years.	Augt. 11.	Augt. 12.	Consumption.	do.
Susan J. Wellington . .	5 years.	Oct. 31.		Burn.	do.
Lucy Newhall	23 years.	Nov. 1.	Nov. 4.	Consumption.	Lynn.
Epriam Whiting of New Boston, N. H.	37 years	Nov.	Nov. 7.	Drowned.	Lexington.
Caroline F. Robinson . .	7 years.	Dec. 31.	Jan. 3.	Dropsy.	Brookline.

All which is submitted.

Brookline, Feb. 7, 1843.

By order of the committee,

S. Philbrick,
Chairman.

The following was read and accepted by vote:—

REPORT OF THE SCHOOL COMMITTEE OF THE TOWN OF BROOKLINE, MARCH 6, 1843.

In closing the duties of another year and in presenting their annual report, your Committee would remark that according to their ability they have endeavored to watch over and promote the interests of the public Schools in this town.

Each school has been visited by one or more of the Com. every mounth and at the close of every quarter the scholars have been examined with regard to their progress in study. Particular attention has been paid to the books used, and to the supply of the scholars with these books, so that there is a greater uniformity in this respect, than there has been in previous years.

The schools have all been continued without any serious interruption during the year and the money approprieted for their advancement, has perhaps been as judiciously applied as under our present arrangement it could be.

Information respecting the numbers in our schools and the general method in which they are now conducted may be obtained from the following statement.

The town is divided into three districts, in all of which, schools are continued through the year, with the exception of a vacation of two weeks in the spring, and two in the fall. In the North district, which contains much the largest number of scholars, during the winter session there are two districts schools, and in the summer, there is a school in

the centre of the town, which is attended by some scholars from all the districts. The amount appropriated by the town at their last annual meeting for maintainance of these schools was eleven hundred and fifty dollars. Besides this there is an annual income of about two hundred and seventy dollars from a permanent fund. This appropriations gives four dlls. and sixty-nine cents to each scholar (245) in the town between the ages of four and sixteen years, which amount, as averaged upon the number between these ages is surpassed by only nine towns in the Commonwealth.

Your Com. would also submit the following statistics in regard to the schools seperately:

1. The School taught by a female in the North district. This school is much the largest of any in the town, and is in a very prosperous condition. It being taught by a female through the year it secures one great advantage, which none of the other schools have, that of a permanant teacher.

For a number of years in succession this school has been favored with the same instructress. And justice requires us to say that there seems to be on her part no abatement of interest or fidelity. In the summer term the whole number of scholars in this school was sixty-five and the average fifty-eight, and these were divided into nineteen different classes. It was found nessary to provide an assistant to share in the labours of so large a school. At the commencement of the winter session your com. (as the room below was to be occupied, which had been used by the assistant, and the scholars were to be all confined to one small room) thought it advisable to make some restrictions in regard to the admition of scholars to this school, consequently after some deliberation, they decided that boys over ten, and girls over twelve years of age should attend the school taught by a master in the lower part of the house. This reduced the number to about fifty and the aid of the assistant was dispenced with for the Winter.

2. The North male school. This school is continued only five months in the year, from the first of November to the first of April, and is always kept by a male teacher. Until the present session, for quite a number of years, this school has been composed entirely of boys, mostly over the age of ten years. The whole No. commonly has been about thirty-two, and the average No. about twenty-six. This year, in consequence of the restrictions in regard to admitance to the other school, this is enlarged, and numbers about forty of both sexes.

3. The South, or, as it is sometimes called, the Middle district. The school in this district is taught by a male five, and by a female six months in the year. The number attending this school in winter, is about forty-five—average about twenty-eight. In summer the number is somewhat smaller—the whole number being about thirty-five and the average about twenty-one. Where teachers are so frequently changed as they are according to the present arrangement in this school, it is difficult to secure uninterupted prosperity.

4. The school in the Southwest district. This, like the one last named, is taught by a male teacher during the winter, and by a female

during the summer session. This school for several years past has been increasing in numbers, and with the exception of a very few terms has been prosperous. The last year its advancement has been great, and very satisfactory to the Com. The whole No. in attendance last summer was twenty-seven, and the average about seventeen. This session we apprehend the average will be somewhat less.

5. The Centre School. This school is kept by a male teacher six months in the year, from the middle of April to the middle of October, and is open to all the children in the town of both sexes over seven years of age who may wish to attend. The whole No. that attended the last summer was twenty-seven and the average No. sixteen. This number was greater as an average than that of several preceeding sessions. For a number of years this school owing to a variety of circumstances has not been as profitable to the town as has been desirable. The scholars have been very irregular in their attendance many having been kept out of school for farming and other purposes during the summer months. Your com. would ere this, have recommended the discontinuance of this school had there not been in their minds some insuperable objections. The law requires that provision be made for all the children in the town between the ages of four and sixteen, and as all the other public schools in town, are taught by females in summer, it seems necessary that this school should be continued, otherwise some twenty or thirty boys, must be kept out of school during the greater portion of the year, or go into our female schools at an age which would be likely to embarrass the schools, and cause the female teachers an undue amount of trouble.

We trust that some arrangements will be made to assume and retain under certain restrictions the character of a higher public school than any we now have.

Having given these statistics your com. would take the liberty to make one or two suggestions in regards to improvements which it may be advisable for the town to consider.

The first pertains to the houses in which our schools are kept. All of them are at present in a tolerable state of repair, and their arrangements are by no means, worse than those of many in the commonwealth. Yet their internal construction, the arrangements of the seats—the conveniences for recitation, might with very little expence be greatly improved. Improvements might also be made, arround the houses, which would render them much more neat in their appearance and better adapted to cultivate the taste, and a cheerful disposition on the part of the scholars. That was a just remark once made to us in a Lyceum lecture "that next to the church the school house should be most neat and elegant building in the town." Attention to this subject in the north district seems to be particularly desirable.

There is not a shade tree of any kind near the house, the street is exceedingly narrow, the yard very small, and not unfrequently about one hundred children, are at the same time obliged to be confined to these scanty accomadations.

Your com. would also suggest the propriety of making some arrangements by which permament teachers may be secured in all our schools.

Where there is a change every session, from male to female teachers the schools cannot but be irregular, and retarded in their progress. It takes so many good qualities to make a good teacher, that it is impossible to decide respecting the success of any one until fairly tried. Your com. can decide respecting the litterary qualifications of all who may be employed, but this is by no means all that is to be considered, and where the change is so frequently made, it is very much a matter of chance, whether the school upon the whole makes any progress during the year. Not unfrequently your com. have found the scholars at the close of one session in a worse condition than at the close of the preceeding one. Discipline had been neglected and habits acquired which a faithful teacher could not in a long time restore and reform. And thus the schools rise and fall like the tide and sometimes we have two or three ebb tides in succession, without any flood.

In view of these evils, and others that might be named, your com. would suggest whether the interests of our public schools would not be promoted were there to be one permanent master's school in the Centre of the town, and female teachers in all the districts thoroughout the year. Your com. can see objections to such an arrangement and an inconvenience to some in the remote parts of the town, but yet there are advantages which would be very beneficial to the town as a whole. Faithful and well-qualified teachers might then be permanently employed, and our schools might be rising continually without so many interruptions and drawbacks. This arrangement might be carried into effect with less expense to the town than that at which our schools are now maintained. The plan is at least feasible, and we submit it to the town, whether or not its adoption is advisable.

Your com. would also suggest whether there is that importance attached to a teacher's office which there should be. For the time being the teachers sustains a relation to our children which is most interesting and important. It is in its character parental. He makes impressions which continue during all the stages of future life. Who of us cannot find traces in our habits and characters which were drawn by teachers in the earlier days of our childhood. Now, since impressions are to be made upon such susceptible material, and impressions which can never be effaced, it is not a matter of small importance what those impressions are. He who deals with the finest sensibilities of our children, "and moves hands over chords which reach in their vibrations" to the end of life, yea to other worlds and unending ages, should be a man of great carefulness and delicacy. "He should tread lightly and touch tenderly where feelings and interests so sacred and enduring are concerned."

The office of teacher should be regarded as one of great responsibility, and efforts should be made to secure and retain the best teachers we possibly can.

All of which is most respectfully submitted.

JOHN PIERCE,
WM. H. SHAILER,
SAMUEL PHILBRICK, } *School Com.*

BROOKLINE, March 6, 1843.

TRUSTEES OF SCHOOL FUND.

The trustees of the Brookline school fund who were appointed by the town to invest and take the general charge of said fund and report the condition of the same annually, would now beg leave to present the following report:

The total amount of the school fund is 4531.01, which has been invested by loaning to sundry persons secured agreeable to instructions from the town in all cases by mortgages on real estate.

Loaned to Theophilus Dame, secured by mortgage on real estate in Brighton	$435 84
To Charles Hastings, secured by mortgage on real estate in Brighton	304 53
To Edward Hall, secured by real estate in this town . .	204 53
To James & Luther Crane, secured by mortgage on real estate in Newton	1225 00
To Samuel Brown, secured by mortgage on real estate in Boston	811 11
To Reuben Hunting, secured by mortgage on real estate in Brighton	1550 00
Amounting in all as above	$4531 01

As security against loss by fire, there has been in all cases excepting one, policy of insurance effected on the buildings mortgaged, and made payable in case of loss to the mortgagees.

Your trustees feel the most perfect confidence in the security which is held for the fund. Also express their satisfaction with the promptitude with which the interest has been paid into the treasury generally.

The trustees have examined the books of the treasurer and find the amount secured during the past year as income from the school fund to be $252.57, which was found by computing the interest on the notes which it was paid, to be correct.

The treasurer, by order of the selectmen, has paid the amount of income into the town treasury, which balances the treasurer's books to this date.

All of which is most respectfully submitted by

CHARLES STEARNS, JR.,
DANIEL SANDERSON,
JAMES ROBINSON,
} *Trustees of the Brookline School fund.*

BROOKLINE, Feb. 28, 1843.

Read and accepted by vote.

Whole number of votes given in for County Treasurer were one hundred and nine.

John Bullard had eighty-three votes.
Elbridge G. Robinson had twenty-four votes.
Artemas Newell had one vote.
A. H. Clapp had one vote.

Voted, To choose Selectmen seperate from Assessors.
The following were unanimously chosen as Selectmen:

Daniel Sanderson, 45 Votes,
David Coolidge, 46 " } Selectmen.
Thomas Griggs, 46 "

Voted, To choose three Assessors.
The following were unanimously chosen:

Charles Stearns, Jr. 28 Votes,
A. W. Goddard, 28 " } Assessors.
Timothy Corey, 28 "

Artemas Newell was chosen Treasurer & Collector, 56 out of 101.

Voted, To choose three General School Committee.
The following were unanimously chosen by Ballot:

Rev'd John Pierce, D.D.
Rev'd Wm. H. Shailer, } General School Committee.
Samuel Philbrick, Esq.

Voted, To choose the Prudential School Committee by Ballot.

David Coolidge, 18, North District } Prudential
T. W. Wellington, 8, South " } School
Chancy Woodward, 5, Southwest " } Committee.

Elisha Stone,
Stephen S. C. Jones, } Surveyors of Wood and Lumber.

Martin Morse, 1st North District.
Thomas Griggs, 2d North "
Samuel Philbrick, 3d North "
George S. Cushing, 1st Middle "

Voted, That the 1st & 2d Middle districts be united in one.

David Sanderson, 3d Middle district.
George Craft, 1st South "
George W. Goldsmith, 2d South "
John W. Warren, 3d South "
Hugh M. Sanborn, Eastern Section of Turnpike.
T. W. Wellington, Western do. do.

} Surveyors of Highways.

Marshal Stearns,
Seth T. Thayer, } Firewards.
James Bartlett,

Marshall Stearns,
Seth T. Thayer, } Fire Wards.
James Bartlett,

Voted, To choose eight Field drivers.

Samuel A. Walker.
Clark L. Haynes,
Wm. W. Clement,
Franklin Stone,
Thomas Quimby,
George Cushing,
John Kenrick,
Elijah Corey, Jun., } Field drivers.

Caleb Clark,
A. W. Goddard, } Fence viewers.

George Cushing, Pound Keeper.

Charles Wild,
Elijah Corey,
Ebenr. Heath, } Committee on Town Accounts.

Voted, To choose Constable by nomination.

Elisha Stone was chosen Constable.

Voted, Not to choose Tythingmen.

Voted, That the General School Committee be requested to mature some plan to carry out the suggestions made in their report relating to the alteration in our school system and School Houses, and report at the adjournment of this meeting.

Voted, That the Selectmen be authorized to furnish the Rev'd Dr. Pierce with a gratuitous deed of such a lot of land adjoining his Tomb in the public burial ground as shall be mutually agreed upon by him and the Cemetery Committee, agreeably to a recommendation in the Report of said committee.

Voted, That the Selectmen be authorised to furnish the Congregational and Baptist Societies in the Town each, with a gratuitous deed of a burial Lot among those lots now laid out in the public burial ground; for the use of the families of the present Pastors of said Societies, and their successors, or their friends, provided the said Societies will enclose said lots and ornament them with trees, turf, or shrubbery in a manner satisfactory to the Cemetery Committee.

Voted, That the Selectmen be a committee to mature some plan relative to the 7th article in the warrant and report at the adjournment of this meeting.

Voted, That Samuel Philbrick, Charles Stearns, Jr., and David Coolidge be a committee to make inquiry & ascertain

whether any land can be purchased adjoining the district School Lot in School Street, for the use of said school & for the Town; and also on what terms such purchase can be made—and make report to the adjournment of this meeting.

Whereas, The Legislature of Massachusetts has granted from the general School fund an appropriation of fifteen dollars to each school district within this commonwealth, conditioned that each district shall first raise an additional sum of fifteen dols. for the purpose of procuring School Libraries for such districts,

And *Whereas*, The School districts in this Town are small in teritory & numbers—It is therefore deemed most advisable to unite them together for a general School Library. Whereupon it is

Voted, That the sum of fifteen dollars each be now appropriated to our three school districts, to be united with the grant made by the Legislature, for the purpose of procuring a School Library for the benefit of the children of each School district—and that a committee of one person from each district be now chosen, who shall be authorized to receive the above appropriation from our Treasurer and also the grant from the commonwealth, and therewith to procure such a Library, as they by and with the advice of the general School Committee shall deem most suitable for the advancement of the children in Literary and Scientific knowledge. Also, to appoint a Librarian to take charge of the same, and to institute such regulations as they shall deem necessary for the convenience and benefit of all the children; and for the preservation and equal circulation of the books—And that Samuel Philbrick, Daniel Sanderson & Samuel Hills shall constitute said Committee.

Voted, That Messrs. Timothy Corey, Marshal Stearns, and Harrison Fay be a committee to act on the 11th Article in the warrant, and that the alleged grievances be presented to the Committee in writing.

Voted, That fifty dollars per year be paid to the Chairman and Secretary of the General School Committee for their services for the two years last past.

Voted, To raise four thousand five hundred dollars the present year, and that it be appropriated according to the recommendation of the auditing committee.

Voted, That the sum of one thousand dollars appropriated for repairs of highways the ensuing year, shall be assessed upon the polls and estates of the inhabitants, residents & non-residents, as other Town charges are assessed; and shall be collected as other Town Taxes are collected; and divided between the several highway districts as heretofore:—and no surveyor shall receive any money from the Treasurer until he shall have expended the same according to the requisitions of law, and had his account approved by the Selectmen.

Voted, That this meeting be adjourned to first Monday of April next at 2 o'clock P. M.

OTIS WITHINGTON, *Town Clerk.*

To Elisha Stone, Constable of the Town of Brookline,

GREETING:

You are required in the name of the Commonwealth of Massachusetts, within three days of the date hereof, to notify and summon each of the persons mentioned below, to appear before me, within seven days from the time you shall give such notice, to take the oath prescribed by Law to the office to which they are respectively chosen, Daniel Sanderson and Thomas Griggs as selectmen and surveyors of Highways, David Coolidge as selectman, Charles Stearns, Jr., and Timothy Corey as assessors, Abijah W. Goddard as assessor and Fence Viewer, Artemas Newell as Treasurer and Collector, Elisha Stone as constable and surveyor of Wood and Lumber, Stephen S. C. Jones as surveyor of Wood and Lumber; Martin Morse, Samuel Philbrick, George Craft, George W. Goldsmith, John W. Warren, Hugh M. Sanborn and T. W. Wellington as surveyors of Highways, George Cushing as surveyor of Highways, Field driver & Pound Keeper, Clark L. Haynes, Wm. W. Clement, Franklin Stone, Thomas Quimby, John Kenrick and Elijah Corey, Jr., as Field drivers, Caleb Clark as Fence Viewer.

Hereof fail not and make return of this warrant with your doings thereon within ten days from the date hereof. Given under my hand and seal this Seventh day of March, 1843.

OTIS WITHINGTON, *Town Clerk.* [L.S.]

NORFOLK, ss. BROOKLINE, March 13, 1843.

By virtue of the within warrant I have notified the within mentioned persons as within directed.

ELISHA STONE, *Constable of Brookline.*

NORFOLK, ss. BROOKLINE, March 6, 1843.

Then personally appeared and took the Oath prescribed by law to the offices to which they had been respectively chosen, the following persons on the day of the date set against their names:

March	6.	Samuel A. Walker as Field driver.
"	8.	David Coolidge as Selectman.
"	"	Thomas Griggs as Selectman and Highway surveyor.
"	10.	George W. Goldsmith as surveyor of Highways.
"	11.	George Craft as Surveyor of Highways.
"	11.	Hugh M. Sanborn as surveyor of Highways.
"	"	George S. Cushing as surveyor of Highways, Field driver & Pound Keeper.
"	"	Daniel Sanderson as surveyor of Highways and Selectman.
"	13.	Stephen S. C. Jones as surveyor of wood & lumber
"	"	T. W. Wellington as surveyor of Highways.
"	"	Elisha Stone as Constable and surveyor of Wood & Lumber.
"	14.	Clark L. Haynes as Field driver.
"	"	John Kenrick as Field driver.
"	"	John W. Warren as surveyor of Highways.
"	17.	Artemas Newell as Treasurer and Collector.
"	21.	Elijah Corey, Junr., as Field driver.
"	24.	Wm. W. Clement as Field driver.
"	"	Samuel Philbrick as Surveyor of Highways.
"	28.	Martin Morse as Surveyor of Highways.
April	3.	Charles Stearns, Jr., as Assessor.
"	"	Abijah W. Goddard as Assessor and Fence Viewer.
"	"	Marshal Stearns as Fence Viewer.
May	10.	Timothy Corey as Assessor.

OTIS WITHINGTON, *Town Clerk.*

April 3d, 1843. At an adjourned meeting of the Inhabitants of Brookline from March 6th, at 2 o'clock,—

Abijah W. Goddard, Moderator.

The Town Clerk being absent, David R. Griggs was chosen and duly qualified to act as Town clerk, *Pro-tem.*

Marshal Stearns was elected Fence Viewer.

The following report was presented and accepted:

The Committee appointed at the last meeting to take into consideration the expediency of procuring a place for the purpose of a more systematic and economical maintenance of the Poor, would Report,—

That the committee find on examining that there are now ten persons on the Town's expence, nine of them which they entirely support, and one in part, at an expence of not less than thirteen dollars per week, or an annual expence of six hundred and seventy-five dollars or more.

Your committee are of opinion that if some suitable place could be procured and all of said persons supported in one establishment, it might be done at less expence to the Town; inasmuch as some of them, if they had suitable employment provided, might do considerable towards earning their living, but as there is one of our number for which we pay three dollars & fifty cents per week, would not probably be removed to such an establishment were it now in operation, and three others we hope will soon be able to take care of themselves,

Under these circumstances we do not consider the call for such an establishment so immediately pressing.

Nevertheless, we believe that according to the course of things, every year the number of our dependents will be multiplied, and ere long such an establishment must be had, we believe also that such a place as would be suitable in Brookline is every year increasing in value, and with more difficulty would be obtained.

With these considerations before us, we should consider it a mark of wisdom in the Town to appoint a committee whose duty it shall be to have this subject before them and make enquiry relative to the same, so that when any suitable place shall be offered for sale for a fair compensation this committee may receive the proposals and lay the same before the Town for their acceptance or otherwise.

Your committee would therefore recommend to the Town to appoint a committee of three, whose duty shall be as above named, and report when they shall be prepared, whether that time shall be soon or more remote.

All of which is respectfully submitted.

Daniel Sanderson, *Chairman.*

Voted, That the Selectmen be a Committee [to carry] the foregoing into effect.

The Chairman of committee on grievances stated that they were not prepared to make their report, and asked further time, which was granted.

After considerable discussion by Samuel A. Walker and others,—

Voted, To add four to the above named committee.

Samuel A. Walker, Dea. Thomas Kendal, Moses Jones, and James Bartlett were chosen.

Voted, That the financial year shall end with the first of February each year.

On motion of Samuel A. Walker,—

Voted, That the committee on the grievances of certain individuals, examine the accounts of the Cemetery Committee and report,—also in relation to the inovations made by individuals composing the cemetery committee in removing gravel from the cemetery for individual purposes. Also in removing stones from the Tombs, and using the same for building purposes in which they were interested. Also the taking of Tomb stones for the purpose of covering up drains, and in relation to the old fence that has been removed, and if any and what compensation has been paid for the same, and to whom, in regard to the grave stones of the Inhabitants of Brookline being used to fill up the highways.

On motion of Samuel A. Walker,—

Voted, That a committee of five be chosen for the ensuing year, and that said committee be hereafter chosen at the annual March meeting and for the term of one year only.

Voted, To choose the committee by ballot.

Doc. Charles Wild, Thomas Griggs and Isaac Cook had each fifty-four votes, and were unanimously elected. Moses Jones and James Bartlett each had fifty-three votes, and were also elected. Samuel Philbrick and Doc. Samuel Shurtleff had each one vote.

At the request of Samuel Philbrick,—

Voted, That Dea. Thomas Kendall, Samual A. Walker and Marshall Stearns be an investigating committee on the accounts and doings of the Cemetery Committee.

The Committee appointed at our Annual Meeting in March

to ascertain whether any land could be obtained adjoining the School House lot in School Street, having reported verbally that the owners of the land are not ready to sell any at this time, but they probably will be prepared to accommodate the Town with whatever quantity they may want within a few weeks; therefore,—

Voted, That said committee be continued, and that they be authorized to purchase, on behalf and for the use of the Town, any quantity of land adjoining said school lot, which in their judgment it will be for the interest of the Town to own, not exceeding in expenditure of Four hundred dollars, and the sum of Four hundred dollars is hereby appropriated for that purpose.

REPORT OF THE SCHOOL COMMITTEE.

Believing that our public schools cannot be greatly improved without more permanency on the part of the teachers, therefore,—

Resolved, That hereafter female teachers be employed in each of the three schools districted in this Town, during the whole year.

Resolved, That we establish a school in the centre of the Town which shall be taught during the year by a male teacher, qualified to give instruction in such branches as the General School Committee may deem it advisable to have taught in said school.

Should such a school go into operation it will of necessity take some time and experience to mature fully a plan whose adoption would render the school of the greatest possible benefit to the town. There will be many difficulties to meet and overcome before it can be made to meet the expectations of some of its advocates, yet these difficulties will not be less at any future time, and the earlier we commence such a school the sooner will the Inhabitants of this Town enjoy the benefits of its maturer influence.

There are but few points connected with this subject which have been fully deliberated by your committee, but these few being somewhat important, they would wish to present them at this meeting to ascertain whether the opinion of the committee will meet the approbation of the Town.

1st. Your committee are of the opinion that none should be admitted into the proposed school under ten years of age, and that this is the only limitation that it is advisable to make at present.

2d. That the school shall be so arranged and conducted that each scholar shall have about his proportion of the time and attention of the teacher and no more, without regard to his attainments.

3d. That the scholars while members of the school shall be required to attend punctually and constantly. Your Committee apprehend that

without some efficient measures in respect to this last named subject the school will be embarressed and greatly impeded in its progress; one of the greatest hindrances to success we anticipate from a want of attention to this very thing, if those who were irregular injured only themselves there would be less cause for complaint, but they do a serious injury to the whole school.

The class cannot proceed unless they understand the principles contained in their studies they have gone over. If when these principles are explained, some are habitually absent, when they come in the Teacher must detain the whole class until he can explain again what most of the class fully understand. As a matter of justice, therefore, we ought to demand that those who send to our public schools, send punctually and constantly. In view of this evil your Committee would recommend the adoption of the following Resolutions:

1st. Every scholar while a member of the school, who is absent or tardy from whatever cause, shall be restored to former standing only on condition of producing a written excuse for such absence or tardiness from a parent or guardian, and also on preparing within a reasonable time for reciting to the satisfaction of the teacher all the lessons recited by the class during such absence.

2d. Scholars dismissed before the regular hour for closing the school, by request of their Parents or guardians, shall be considered absent for the half day on which such dismission is requested and noted accordingly.

3d. Any scholar absent from school more than one half day during any month shall not be admitted into the school again that session except by a written order from the School Committee, unless such absence be occasioned by the sickness of the scholar or by sickness or death in the family.

Voted, To adopt the two first resolutions.
Voted, To adopt the whole of the Report.
Voted, To Adjourn without day.

David R. Griggs, *Town Clerk, Pro-tem.*

The following list of persons liable to be enrolled in the Militia were returned by the Assessors, May 23, 1843. Whole No. 137.

Charles Coolidge	George Otis
Leonard Lord	Calvin Smith
Charles Stewart	Benjamin Owen
Lucius De Coster	Luther Seaverns
Charles York	Amos Whittemore
Isaac Burrows	Samuel Briant
Francis Downes	Samuel Ladd
Alonso Holbrook	Robert Boody
Mark Nickerson	William Andrews

Uriah Blasdale
John T. Smith
George Stoddard
George B. Rich
Thomas Trull
Isaac L. Adams
Edward Hall, Jr.
John Kenrick
Ebenezer Loomer
Moses Grace
Thomas Blanchard
William Griggs
Oliver G. Pray
Nathaniel Frye
Elkanah Foss
Timothy Dame
Joel Wait

Vitam

John Dudley
George W. Colbeth
Samuel Hills
William Wallace
Simon W. Clifford
Hiram R. Bean
George Craft
Charles Craft
Thomas N. Woodward
Chancey Woodward
Thaxter Prouty
Isaac Townsend
Enock Flanders
Caleb Craft, Jun.
Edwin Richards
William Hastings
James Willey
John Cobey
George W. Goldsmith
Samuel Townsend, Jun.
Thomas Townsend
William W. Cloud
George Cushing
Josiah Quimby
Eli D. Sanderson
Charles Heath
Isaac Hooper
Morris Boynton
John Boynton
George A. Brewer
James W. Felkar
George Bartlett
George Gibbs
Thomas Britton
John W. Warren
Simon Warren
Charles Warren
Leonard White
James S. Amory
Charles T. Thurlow
William Springer
William W. Clement
Lucius Lessley
John Rogers
Roswell Fairbanks
William R. Lawrence
George
Dexter Johnson
Daniel S. Kendall
Augustus T. Newell
Charles Robinson
Clark L. Haynes
David Whitney
Henry Whitney
Peleg Gulliver
Fredrick Fairbanks
Edmund Pray
George W. Stearns
Joel Pettingale
Benjamine Woodsom
Stephen Hide
William A. Hayden
Hugh M. Sanborn
Charles Reed
David Marble
Stephen Heath
Willard A. Humphrey
George W. Merrill
Moody Page
William P. Brewer
William Bird
Daniel Gilpatrick
George Taplin
Samuel Clark
Francis McKenny
Charles Smith
James M. Randall
Charles Pulsifer
Joseph Richards
Henry Young

Henry W. Carr
Lakeman
Frye
Sawer Holden
Ebenezer C. Haskell
James L. Oliver
Asael Lovejoy
Hugh R. Kendall
Francis Flanders
David K. Smith
John A. Bird
William Rowe
Samuel Sutton, Jun.
William Hutchinson
Thomas C. Quimby
Alfred Cloutman
Daniel Kimball
Zemri Worcester
Francis Haws
Joseph L. White
William White 137

OTIS WITHINGTON, *Town Clerk.*

WARRANT FOR AUGUST [MEETING].

To Elisha Stone, Constable of the Town of Brookline,

GREETING:

You are required in the name of the Commonwealth of Massachusetts, to notify and warn the male Inhabitants of said town, being twenty-one years of age, and who having resided in the Commonwealth one year, and within the Town six months next preceeding and having paid any State or County tax which has been assessed upon them within the Commonwealth within two years last past, and also every citisen who shall by law be exempt from taxation and in all other respects qualified as above mentioned: To meet at the Town Hall in said town on Thursday, the Seventeenth instant, at three o'clock in the afternoon, to act on the following articles, viz.:

1st. To choose a Moderator to preside at said meeting.
2d. To hear and act upon the report of the School Committee relative to the necessity of providing better accommodations of the High School.
3d. To hear the report of any other committee.

Given under our hands & seals this 8th day of August, 1843.

DANIEL SANDERSON, [L.S.]
DAVID COOLIDGE, [L.S.] } *Selectmen.*
THOMAS GRIGGS, [L.S.]

Norfolk, ss. Brookline, August 14th, 1843.

By virtue of the within warrant I have notified and warned the within named persons to appear at the time & place for the purposes within mentioned.

Elisha Stone.

Agreeably to the foregoing warrant a meeting was held at the Town Hall, Augt. 17, 1843.

Mr. James Robinson was chosen Moderator.

The following Report of the School Committee was read by the Secretary, Rev. William H. Shailer:

SCHOOL COMMITTEE REPORT.

The School Committee would most respectfully Submit the following considerations upon the subject of Schools to the citizens of this town. In accordance with the suggestion of the committee on Public Schools, which was read in town meeting in the month of March last, and which was laid over for action thereon until the adjourned meeting in April, a school was established in the center of this town, and opened to scholars from every part of the town who were more than ten years of age. At the opening of that school, in May, it was found that the number in attendance was much larger than we had anticipated. Children from several families attended who never before had been connected with our public schools, and these with others increased the school to such an extent, that our accommodations were found to be too limited. The first week there were several who were provided with no seat but a settee, without any desk or shelf on which to place their books, or rest their slates, maps, &c. A meeting of the Committee was immediately called, and a consultation was had in respect to the best method of remedying the existing evil. It was found, on examination of room, that a few more desks might be placed there, not however without infringing upon a space which appeared to be needed for recitations. But as this seemed to be the only alternative, it was thought advisable by the Com. to have this space occupied with new seats and desks corresponding with those previously in the room.

Having agreed upon this, it was, as soon as practicable, carried into effect, and accommodations were thus made for ten more scholars. But this did not fully meet the wants and necessities of the school, and through the whole term some have been obliged to take up with accommodations which, for his own children, every parent would wish to have improved. Under these disadvantages, however, the school has been prosperous to a degree which has surpassed the expectations of its warmest advocates. So far as your com. have been able to discover from a constant oversight, from their monthly visits, and from a quarterly examination, they are of the opinion that the school has been of great utility to the town. We believe that the teachers and scholars have exerted themselves in their endeavors to secure the end for which the

school was established. Great credit is also due to the parents and guardians of the scholars for the disposition which they have manifested to carry out the resolutions you adopted in respect to punctuality in attendance. But as limited as have been the accommodations for the school the past term, your com. are of opinion that they would be still more so for ensuing term. From information on which we can rely, and from observations made in regard to the number attending school at the different seasons of the year, we have reason to believe that it would be impossible to accommodate those who would attend unless some other provision be made. We dare not take the responsibility of attempting to crowd more into that small room. We have power as a committee to reduce the number, by placing the age suitable for admission at twelve or fourteen instead of ten, or of restricting the scholars by requiring certain literary qualifications, but this power we are unwilling to exercise without first laying the subject fairly before the town. It is therefore, for this purpose, so far as we are concerned, that this meeting was called. We wish not to dictate you, but to have you direct us. Shall we adopt some other terms of admission into this school, shutting out some of its finest scholars, who are under the age upon which we might fix, or shall we say those who enter must have made certain attainments in study, and thus shut out many of the largest scholars, whose opportunities hitherto have been limited and who greatly need the benefit of this school, or will the town make some more ample accommodations, for the benefit of all who may wish to attend ? We submit it to the town for decision, and as your servants we will endeavor to carry out the instructions which you may give us. Should the town think it advisable to enlarge the accommodation, which it is the opinion of the com. will be most decidedly for their advantage, and adopt the course which to us appears the least objectionable of the three proposed, we would respectfully suggest whether it would not be advisable to have this room converted into a neatly finished room for the school. We think this may be done, at no very great expence to the town, in accordance with a plan which we herewith submit, and to which we invite the attention of the town. The law makes provision for an assistant in every school whose average is as great as that of this school for the last term. And unless we reduce the number of scholars we shall be under the necessity of procuring an assistant immediately for this school. And should the town vote to have this room devoted to the purposes of the school, it is the opinion of the com. that it would be advisable to have two departments to the school, both under the general supervision of the same teacher, but one of a higher order in regard to qualifications than the other. This would afford an opportunity to classify the school to much greater advantage than we can at present. With such an arrangement, whenever scholars were found to be prepared in the one department to enter the other, they could be removed, and this would act as a kind of stimulus to those whose advantages had been limited, or who had not applied themselves as diligently as they ought. With these suggestions we submit this whole subject to the serious consideration of the town. If the town shall see fit to follow out the suggestions, and with that willing-

ness to contribute liberally for the education of their children, which has been manifested on former occasions, they will find an ample reward in the advantages and respectability that will accrue to the generation rising up around them. If they shall see fit to adopt a different policy, and deem it inexpedient to carry out the plan proposed by their com., or make any better provisions for the accommodations of the school, they will reap the reward of this also in the deformed bodies, the contracted intellects, the limited attainments of their children. With a consciousness they have endeavored to discharge their duty faithfully as a com. we leave this subject for the action of the town. Whatever disposition they may make of it, we shall submit to, and try to carry out their wishes according to the best of our ability.

Wm. H. Shailer, *Sec. of S. Com.*

Report accepted. The following Resolution was then adopted:

Resolved, That the Town Hall be hereafter appropriated as a school room for the further accommodations of the high school, and that the general School Committee be a committee with full powers to cause the necessary alterations and finishing in said hall to be immediately made for the accomadation of said school, according to a plan this day presented by the school committee, and that the sum of Three hundred be appropriated for that purpose; and that the Town Treasurer be hereby authorized to borrow the money on behalf of the Town, provided there should be no surplus funds in the Treasury.

The following report was read:

The Committee appointed in March last to purchase land for the use of the Town, adjoining the School house lot in School street, have attended thereto, and have purchased of Thomas A. Davis a parcel of land on School Street extending westward from the school house lot one hundred & fifty feet, to Anna Dana's land, and back from said street about one hundred feet, comprising 18,107 square feet, at two cents per foot, amounting to three hundred and sixty-two dollars & 14 cts., which has been paid by the Town Treasurer.

In procuring this land it became necessary to accede to certain conditions, which are described in the deed of purchase, for which the privilege has been obtained of removing from the adjoining land of said Davis all the gravel which might be obtained by sloping the bank back on said Davis' land from the line of purchase to an angle of 45 degrees with the

horizon, leaving the lot purchased by our committee on a level with School Street throughout its whole surface, which will furnish a large supply of gravel for repairing the roads, when wanted.

In order to insure a fulfilment of the conditions of the purchase, your committee take the liberty of annexing the following resolution for the adoption of the Town:

Resolved, That the lot of land purchased of Thomas A. Davis, on School Street, be placed under the immediate and special care and direction of the board of Selectmen, and that they be authorised and requested to regulate the removal of the gravel, stones, or earth from said lot, from year to year, so as to preserve regularity & order during the progress of the work; and to fulfil the conditions of the deed in good faith.

BROOKLINE, August 10, 1843.

SAMUEL PHILBRICK,
DAVID COOLIDGE.

Voted, That the report be accepted, and the Resolution adopted.

Deacon Thomas Kendall requested to be excused from further service on the com. on grievances in connection with the Cemetery.

Voted, To excuse Dea. Kendall.

Voted, That George Griggs, Esq., be on the com. in place of Dea. Kendall, resigned.

Adjourned *Sine die*.

Attest: OTIS WITHINGTON,
Town Clerk.

WARRANT FOR NOVEMBER [MEETING].

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To Elisha Stone, Constable of the Town of Brookline, in said County, GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn all the inhabitants of said town qualified to Vote in Elections to assemble at Lyceum Hall within said town, on Monday, the Thirteenth day of November inst., at One O'clock in the afternoon, being the second Monday in said month, at which time and

place the Polls for the choice of the several officers to be voted for, will be opened.

First. To determine whether the town will choose a Representative to send to the next General Court.

Second. To bring in their votes to the Selectmen for Governor and Lieutenant Governor for this Commonwealth, and three Senators for the district of Norfolk for the ensuing year, and to give in their votes for a Representative, (if the town shall decide to send one,) to represent the town in the next General Court to be held at Boston on the first Wednesday of January next. The above officers to be all voted for on one ticket.

You are also required to notify and warn the qualified voters of said town to assemble at said Lyceum Hall on said Monday, the thirteenth inst., at half-past three o'clock in the afternoon, for the following purposes, Viz. :

First. To choose a Moderator.

Second. To see if the town will take into consideration the subject of building a town house and an Engine house, and take any measures to carry the same into effect.

Third. To determine whether the town will make an appropriation to defray the expences of repairing the damage done by fire to the engine.

Fourth. To hear the reports of any committees appointed by the town, which may be ready to report.

Hereof fail not, and make due return of this warrant, with your doings, at the time and place of the above mentioned town meeting.

Given under our hands and seals this first day of November, A. D. Eighteen hundred and forty-three.

DANIEL SANDERSON, [L.S.]
DAVID COOLIDGE, [L.S.]
THOMAS GRIGGS, [L.S.]
} *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, Nov. 10, 1843.

By virtue of the within warrant I have notified & warned the within named persons to appear at the time and place for the purposes within mentioned.

ELISHA STONE, *Constable of Brookline.*

At a meeting of the Inhabitants legally warned and assembled at Lyceum Hall for the choice of Governor, Lieutenant-Governor, Senators & Representative to the General Court, &c.,—

Voted, To send a Representative to the next General Court.

For Governor:

George N. Briggs of Pittsfield had one hundred and thirty-four Votes. (134.)

Marcus Morton had sixty-two Votes. (62.)

For Lieutenant-Governor:

John Reed of Yarmouth had one hundred and thirty-four Votes

Henry H. Childs had sixty-two Votes.

For Senators:	Luther Metcalf of Medway	had 134	Votes.
	Benj'n F. Copeland of Roxbury	had 133	"
	Joseph Richards of Braintree	" 133	"
	Artemas Brown of Medway	" 62	"
	Bradford L. Wales of Randolph	" 62	"
	Darius Brewer of Dorchester	" 62	"
	Theodore Lyman of Brookline	" 1	"
	Appleton Howe of Weymouth	" 1	"

For Representative to General Court:	Thomas Kendall	had 126	Votes.
	James Bartlett	" 61	"
	Daniel Sanderson	" 1	"
	Martin Morse	" 1	"
	John Howe	" 1	"

Voted, To close the Polls at 20 minutes pass 3 o'clock. Meeting disolved.

A meeting of the Inhabitants, warned at half-past three o'clock, organized by choosing—

Capt. Daniel Sanderson, Moderator.

Voted, That, in consequence of our recent appropriation of the Town Hall to the use of the public high school, & of the destruction of the Engine house by fire the past summer, it is both expedient and necessary that preparitory measures be taken at this time for providing a new Town Hall, & store house for the Fire Engine; and that a committee of five citizens, selected from different parts of the Town, be now appointed to look out and decide upon some suitable location, ascertain the price for which it can be obtained, procure from an architect a plan of a building suitable for the accommodation of the Town, get an estimate of the whole expense, and make a report of their proceedings to our annual meeting in March next, and that Messrs. Samuel

Philbrick, Abijah Warren Goddard, Charles Stearns, Jun., Daniel Sanderson & Timothy Corey constitute said committee.

Voted, That the selectmen be authorized, if necessary, to borrow a sum not exceeding 550 dollars to pay the expense of repairing the Fire Engine.

The following report of the School committee was read, and accepted by vote:

SCHOOL COM. REPORT.

The School Committee, who were authorized by a vote of the inhabitants of Brookline, at their meeting in August last, to prepare the Town Hall for the use of the public high school, gave to the subject their earliest attention, and caused the necessary alterations and finishings to be completed during the summer vacation of sd. school, in season for the commencement of the present term in the early part of September. The net amount expended is $281.67, which sum has been rec'd from the Town Treasurer, and disbursed in payment of the following bills, Viz.:

C. W. Brown & Co's flooring boards	$43 59
G. Folling, Junr's bill cherry boards & joist	23 80
Elisha Stone's bill, carpenter work	68 37
do. do. bill pine boards	1 50
S. Wales' bill chairs	107 00
Conway & Kitteredge's bill, painting	18 61
H. W. Carr's bill, cleaning & white washing	12 50
Ross' bill, varnishing desks	8
Brown's bill, planing, sawing & turning	4 99
S. S. C. Jones' bill, nails & screws	4 32
Sundry bills carting	3 25
Window fastenings, Inkstands, covers & screws	4 23
Making a gross amount of	300 16
From which deduct proceeds of sales of old lumber & remnants of new, &c.	18 49
Leaving a net expenditure as above of	281 67

Brookline, Nov. 13, 1843.

For School Committee.

Sam'l Philbrick.

Committee on grievances in connection with Cemetery. Report read.

Voted, To lay the report on the table.

Voted, That the investigating Committee chosen in March last (of which Dea. Thomas Kendall was chairman) to exam-

ine the accounts of the Cemetery Committee be discharged from further duty, at their request.

Minority Report of Committee on grievances was read.

Voted, To take up the Majority report.

A very angry discussion arrose on the reports,

Whereupon George Griggs, Esq., after making a very conciliatory address, Moved, That the whole subject be laid on the table, and the Committee be discharged, which was adopted by Yeas and Nays, as follows:

Yeas.	*Nays.*
Amos Atkinson	Augustus Allen
William Bird	George Babcock
John A. Bird	James Bartlett
David Coolidge	Benjamin Bradley
David S. Coolidge	George Bell
George Craft	Joshua W. Blanchard
William Capen	Samuel Bryant
Joshua C. Clark	Hiram R. Bean
Samuel Clark	William P. Brewer
Timothy Corey	George W. Colbeth
Isaac Cook	George S. Cushing
Timothy Corey, Jun.	Wm. W. Clement
Isaac Dearborn	A. H. Clapp
Benjamin B. Davis	John Dustin
George Dunn	Elkanah Foss
Harrison Fay	John Gibbs
Thomas Griggs	Samuel Goddard
William J. Griggs	Clark L. Haynes
George Griggs	William A. Humphrey
Abijah Warren Goddard	William Hall
Charles Heath	Moses Jones
John Hayden	Joseph Kimball
Edward Hall	James Morse
Charles Howe	George W. Merrell
James Leeds	Charles D. Perry
Martin Morse	Moody Page
John Dane	Samuel Page
Charles Morse	Edward Pray
Michael Mellen	Charles Reed
Lyman Morse	Calvin Smith
Augustus T. Newell	Thomas Seaverns
Henry J. Oliver	Franklin Stone
James L. Oliver	George Stoddard
Daniel Pierce	Hugh M. Sanborn
William Perry	Amos Snow
James Patten	Luther Seaverns

Samuel Philbrick
John Robinson
James Robinson
Benjamin H. Rhoades
Charles Stearns, Jr.
Marshal Stearns
Edward R. Secomb
Samuel A. Shurtlief
Elisha Stone
Charles Smith
Seth T. Thayer
Otis Withington
Moses Withington
Joseph White
Joseph L. White
William White
Daniel Sanderson
Solomon F. Stearns
George A. Brewer
Moses Andem—56.

Charles W. Tolman
Luther Tinkham
John W. Warren
Charles Warren
Samuel A. Walker
David Whitney
Amos Whittemore
Oliver Whyte, Jun.
Henry Whitney
George Bartlett
Thomas Calef—47.

Adjourned. *Sine-die.*

Otis Withington, *Town Clerk.*

PETITION OF JEREMIAH LYON AND OTHERS.

To the Honorable the Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned, inhabitants of that part of Roxbury which adjoins the east part of Brookline, and residing in the immediate vicinity of School Houses, Post Office and Town House of Brookline, respectfully petition your Honorable body, that a line may be drawn, dividing Roxbury and Brookline, through the centre of Muddy Brook, so called; beginning where said Brook runs near the intersection of the Mill Dam Road with the County Road, and pursuing the line of the said Brook through the estate of Henry S. Ward; thence following said Brook through the land of Samuel Wyman, until it meets a wall dividing said Wyman's land from the land of Joseph Curtis; thence following said wall nearly in a northeasterly direction, until it meets the present line of division between Roxbury and Brookline.

Your petitioners would hereby become inhabitants of Brookline, and able to avail themselves of School Houses, Post Office and Town House, near to them, very much to their convenience, and without injury to any one. They therefore pray that the said line may be established as a boundry line between Roxbury and Brookline, and as in duty bound will ever pray.

Jeremiah Lyon, and 23 others.

ORDER OF NOTICE.

COMMONWEALTH OF MASSACHUSETTS.

IN SENATE, Jan. 17, 1844.

On the petition aforesaid, *Ordered*, That the petitioners cause an attested copy of their Petition, with order thereon, to be published in the Boston Courier and the Bay State Democrat three times, and also to be served on the Several Clerks of the Towns of Roxbury and Brookline ten days, at least, before the first day of February next, that all persons interested may then appear and show cause, if any they have, why the Prayer of said Petition should not be granted.

Sent down for concurrence.

CHAS. CALHOUN, *Clerk.*

IN THE HOUSE OF REPRESENTATIVES, Jan. 17, 1844.

Concurred.

CHAS. W. STOREY, JR., *Clerk.*

A true copy.

Attest: CHARLES CALHOUN,
Clerk of the Senate.

WARRANT FOR JANUARY MEETING.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To Elisha Stone, Constable of the Town of Brookline:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn all the inhabitants of said town, qualified to vote in town affairs, to assemble at the Centre School House in said town, on Tuesday, the thirtieth day of January, at two o'clock in the afternoon, to act on the following articles, Viz.:

First. To choose a Moderator to preside at said meeting.

Second. To hear and act on an Order of Notice from the Legislature of the Commonwealth of Massachusetts on the Petition of Jeremiah Lyon and others relative to being set off from Roxbury, and annexed to Brookline.

Third. Also to hear and act upon the report of the Committee upon the Town Hall.

Given under our hands and Seals, this twentieth day of January, eighteen hundred and forty-four.

DAVID COOLIDGE, [L.S.]
THOMAS GRIGGS, [L.S.]
[L.S.] } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, January 28, 1844.

By virtue of this warrant I have notified and warned the within mentioned persons to appear at the time and place, for the purposes within mentioned.

ELISHA STONE, *Constable of Brookline.*

At a meeting of the Inhabitants of Brookline, legally warned and assembled at the Centre School House on Tuesday, January 30, 1844,—

Mr. Abijah W. Goddard was chosen Moderator by one vote.

Voted, That we accede to the prayer of the Petition of Jeremiah Lyon and others.

The following Report was read:

REPORT ON TOWN HALL.

The Committee appointed by the Town of Brookline in Novr. last to look out a suitable location for a Town Hall & Engine House, procure a plan, and estimate of the probable cost of the building &c., would now report,—That although they gave early attention to the business, & have pursued it as closely as circumstances of illness, severity of the weather and the prevailing tardiness & disinclination on the part of land holders to part with their land on any reasonable terms would permit, your Committee have not, till within a week past, obtained from any one such terms for the disposal of an eligible site as they felt warranted in reporting for the acceptance of the Town,— which has nessarily allowed but a very limited time for obtaining information in regard to a model for a building best adapted to the particular location & wants of the Town, & for procuring an estimate of the expense necessary for its construction. Your Committee, nevertheless, have deemed it proper to make the Town acquainted with the result of their labours, at this time, tho' earlier than had been contemplated.

Your committee have obtained the refusal of three Seperate locations which they now present to the consideration of the Town. One is owned by Silas Pierce, & is the same parcel of land he purchased of the Town in 1840. His terms for about ¼ of an acre having about 6 rods front on Walnut Street adjoining the Centre school house is 500 dolls. conditioned that the Hall when built shall stand as far westward on the lot as the post now standing in the street near the wall, and that the Town shall

build the whole partition fence. This fixed location is by no means the best which this lot will allow and is greatly inferiour in many respects to one at the east, beyond the eastern boundry of this lot. In consideration of this your committee prevailed on Mr. Pierce to name his terms for a further quantity of about 20 Rods of land on the eastern side, giving nearly three rods more length on Walnut Street: and presenting a more convenient and eligible site, requiring less expense in the foundation and admitting a more dry and airy basement, and foreclosing the liability of another building being placed in front on Mr. Pierce's premices—considering these advantages, your committee are unanimous in giving preference to the larger quantity of land notwithstanding a further sum of 500 dolls. is required to purchase it. A plan for a Hall prepared for this lot before the terms for the other lots were obtained, will be presented with this report. It is designed to stand end towards the street, 73 ft. in length including a portico of 7 ft. supported by 4 doric pillars; the interior of the Hall is 60 ft. by 36½ ft. within the walls & 17½ ft. between the floor & ceiling, lighted by 8 windows of 15 lights 20 by 14 inches each, with a small window in the ceiling over the platform to receive the light from the southern attic window. The floor to be permanently seated with 30 seats 16¼ ft. in length, allowing room for 330 adult persons to sit comfortably, & pass each other without disturbance. A basement story of 8 ft. mostly below the level of the street, will give ample space for two rooms 16 ft. by 18 ft. each for use of Selectmen, Assessors & Committees. Also for an Engine House if considered a suitable location, & a cellar for a furnace & other needful purposes—or for a primary school room if considered an unsuitable location for a fire engine. The estimates for cost of this building have been made by Mr. Edwards, calculating the basement story of brick, walls 16 inches in thickness,—with a shingle roof and copper gutters—without finishing any part of the basement excepting the two rooms for use of Selectmen &c., all other parts to be thoroughly finished of best materials & workmanship, including three Chandeliers, & furnace complete, for the sum of 4000 dollars.

Another lot owned by James Bartlett, is situated on Washington St. between the estates of Mr. Holden and Mr. Leeds Measuring 205 ft. on Washington St. and extending back 180 ft. containing 31,194 ft. of land —by the plan; The price is 3 cts. per foot, amounting to $935.82c. This lot, tho' not so central as the other is considered by your committee an eligible & beautiful situation—combining the advantages of an eligible place for a fire engine house & two spacious School rooms which may be made in the basement, at small additional expense sufficient accommodations of 144 scholars, allowing two ample rooms for the fire engine, and allowing the sale of the old school house & lot in School St. The proceeds of which together with the saving of expense that would be required for a seperate Engine house may be safely estimated at 1600 dols,—without disposing of the land purchased in School Street last summer. Another saving of 400 to 500 dols. can be made in this arrangement by dispensing with the removal of the School house on School Street & the additions and repairs that will soon be found necessary for

the accommodation of the district school in that house; besides a perpetual saving of expense in keeping in repair an Engine house and School house in seperate buildings. In addition to these advantages, a very large quantity of gravel can be taken from this hill for the repair of roads, a part of which must be removed before the building can be erected.

A plan for the basement floor only has been prepared for this location; the hall in the plan for the other location will answer for this also. Some alteration in the model for this location will be necessary, the stairway from the basement to the hall must be in the entry, which will require more length to the building, and probably an increased expense including the finishing the school rooms of 500 to 1000 dols., above the other estimate. Your Committee have had no time to get an estimate for this location, as the terms on which it could be had were not laid before us definitely till last evening.

The third lot named by your committee is owned by Mr. Bird situated on the corner of Boylston & Cypress Streets, measuring 4 rods on Boylston & 8 rods on Cypress streets, making 32 square rods; the price is $696.96. This location having no advantage of sheds for horses, and not so eligible a situation for an engine house & having no other advantages not combined in the other locations—your Committee consider it of less consideration than either of the other lots.

The plan prepaired for the lot owned by Silas Pierce will answer equally well for this if thought preferable by the Town.

If the Town should think proper to accept of either the aboved named terms for the purpose of erecting a building. your committee would recommend the use of the fund recd. from the Federal Government towards the expense, & that the balance required should be borrowed by the Treasurer when needed on the best possible terms not exceeding an interest of 6 per cent payable in annual instalments of 500 dols. each, with interest annually, first deducting 500 dols. to be raised the ensuing year.

All which is submitted in behalf of the Committee,

SAMUEL PHILBRICK, *Chairman.*

BROOKLINE, Jan. 30, 1844.

Voted, That the terms offered by Mr. James Bartlett, for the sale of a site for a Town Hall, as Reported this day by the Committee on the Town Hall, be accepted; and that Messrs. Samuel Philbrick, Bela Stoddard, and Charles Stearns Junr. be hereby appointed a building Committee who are authorized to close the contract for said lot of land, and take a deed in behalf of the Town of the same—and who are further authorized to proceed to the erection and completion of a building on said lot, according to the plan and suggestions of the aforesaid Committee, this day presented—and the fund received from the Federal Government be hereby

appropriated, and that a further sum of 4000 dollars be also appropriated for the purpose of defraying the expense of the land and Hall aforesaid. And that the Treasurer is hereby authorized to borrow when needed the sum, not exceeding the sum of four thousand dollars on the best possible terms, not exceeding an interest of 6 per cent, payable in annual instalments of five hundred dollars each, with Interest, which several amounts shall be placed at the disposal of the building Committee above mentioned, when needed.

Voted, That the building Com. be authorized to get the building insured while building.

Adjd. without day.

OTIS WITHINGTON,
Town Clerk.

WARRANT FOR MARCH MEETING.

NORFOLK, ss.

To Elisha Stone, Constable of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the said town of Brookline qualified to vote in town affars to meet at Lyceum Hall in said town on Monday the fourth day of March next at one o'clock in the afternoon at which time and place the polls will be opened for the following purposes Viz.:

First. To choose a Moderator to preside at said meeting.

Second. To receive the report of the Treasurer and of any Committees that are prepared to report, and act thereon.

Third. To choose all necessary town officers for the ensuing year.

Fourth. To bring in their votes for County Treasurer.

Fifth. To see what the town will do relative to widening the road, and filling up a part of the Brook on Washington Street, near the estate of Mr. Fay.

Sixth. To see if the town will authorize the School Committee to introduce "instruction in the Elements of Vocal Musick" into the public schools.

Seventh. To take into consideration the subject of causing a Survey and a map of the town to be made, and to adopt measures to carry the same into effect.

Eighth. To grant and appropriate such sums of Money, as may be necessary to defray the expenses of the town for the ensuing year.

Hereof fail not, and make due return of this warrant with your doing thereon, to the Town Clerk at the time & place of said meeting.

You are also hereby directed to notify the inhabitants of the said town of Brookline, qualified to vote in Elections, to bring in to the Selectmen at the Centre School House in said town, on Monday the first day of April next at two o'clock in the afternoon, at which time and place the polls will be opened, their Votes for three County Commissioners and two special commissioners for the County of Norfolk being all inhabitants of different towns within said County, to serve for three years from the first Monday in April 1844, and until others are chosen in their stead.

Given under our hands and seals, this twentieth day of February in the year of our Lord One Thousand Eight Hundred and Forty-Four.

DANIEL SANDERSON, [L.S.]
[L.S.] } *Selectmen of*
THOMAS GRIGGS, [L.S.] } *Brookline.*

NORFOLK, ss. BROOKLINE, March 1, 1844.

By virtue of the within warrant I have notified and warned the within named persons to appear at the time and place for the purposes within mentioned.

ELISHA STONE, *Constable of Brookline.*

The meeting was opened with prayer by Rev. John Pierce, D. D. The following officers were chosen for ensuing year:

Captain Daniel Sanderson was chosen Moderator.

Otis Withington was unanimously re-elected Town Clerk and the Oath administered by the Moderator.

By ballot.

Daniel Sanderson,	2d Balloting 53 out of 90.		Selectmen.
David Coolidge.	do.	do.	
Thomas Griggs,	do.	do.	
Charles Stearns, Jr.,	47 out of 77		Assessors.
A. W. Goddard,	46 out of 77		
Timothy Corey,	44 out of 77		

By ballot.
- Artemas Newell, 71 out of 91, Treasurer and Collector.
- Rev. John Pierce, D.D., unanimously } General School Committee.
- " Wm. Shailer, do. }
- Samuel Philbrick, do. }

Charles Stearns, Jr., North District }
T. W. Wellington, South " } Prudential School Com.
Samuel Hills, South West " }

Elisha Stone, Surveyor of Wood & Lumber.

Charles Stearns, Jr.,	1st	North District	Surveyors of Highways.
Thomas Griggs,	2d	North "	
Samuel Philbrick,	3d	North "	
Royal MacIntosh,	1st & 2d	Middle "	
William White,	3d	Middle "	
George W. Goldsmith,	1st	South "	
Caleb Craft, Jr.,	2d	South "	
John W. Warren,	3d	South "	
Hugh M. Sanborn,	Eastern Section of Turnpike		
Simon Warren, Western	do.	do.	

Marshal Stearns, }
Seth T. Thayer, } Fire Wards.
James Bartlett, }

Voted, To choose 8 Field Drivers Viz. :

- Samuel A. Walker, sworn at Town Meeting, }
- Clark L. Haynes, }
- Charles Warren, }
- Benjn. Bradley, sworn at town meeting, } Field Drivers.
- Thomas C. Quimby, sworn at town meeting, }
- Caleb Clark. }
- James L. Oliver, }
- Timothy Corey, Jr., }

William W. Clement, }
T. W. Wellington, } Fence Viewers.

Simon Warren, Pound Keeper.

Charles Wild, M. D., }
Elijah Corey, } Committee on Town Accounts.
Marshal Stearns, }

Elisha Stone, }
A. H. Clapp, } Constables.

Samuel A. Walker, }
James Bartlett, } Cemetery Committee.
Hugh M. Sanborn, }

John Bullard had seventy-six Votes for County Treasurer.

Voted, Not to choose Tythingmen.

The following Report of the Treasurer & Auditors was read :

TREASURER'S REPORT.

In accordance with a vote of the town the Treasurer would now render a report of the state of the Treasury, an account of receipts into the Treasury, and settlements of all bills due from the town up to the first

day of February last, including some bills of more than a year standing which will necessarily show a much larger amount than the current expenses of the town for one year. The expenses have also been much increased by sundry contingencies which were not anticipated at the last Annual Meeting, and has consequently caused the expenses to exceed the estimates and appropriations in many cases.

There was cash on hand at the last report of the Treasurer		1339 95
Received from the State Treasurer for Support of State Paupers		25 55
Received from State Treasury on Account of Military Bounty		15 00
Received from State Treasury as income from the Massachusetts School Fund		34 32
Amount of Taxes levied for 1843	4721 52	
Less the Amount of Abatements by Assessors	63 50	4658 02
Received of the Overseers of the poor the Amount of damages they recovered of William Redding on account of Eliza Thompson, one of the paupers		52 10
Received of Dea. Thomas Griggs Treasurer of the Brookline School Fund		291 79
Received of Mr. Stephen S. C. Jones the Amount of income from the Hay Scales		89 60
Received of Merchants Bank Boston the Amount borrowed by the Selectmen for the repairs of the Engine		500 00
Making the whole Amount received into the Treasury during the year ending February 1, 1844, including the amount on hand at the last report		7006 33

There has been paid from the Treasury by order of the Selectmen for the various expenses of the town the following Amounts, Viz.·

For the Support of the Poor $854.39 Viz.:

For the Maintainance of a Son of Amasa Jackson	56 25	
For the Support of George Thompson & his wife	161 38	
For the Support of William C. Aspinwall	273 29	
For Support of Mrs. Kenrick	74 17	
For Assistance of Mrs. Bond	20 22	
For Support of Harriet King	67 59	
For Support of Eliza Thompson	101 18	
For the Support of the Child of Eliza Thompson	17 00	
For Assistance to Anna Dana	21 00	
For Support or Assistance to Samuel Walcott	43 03	
For board of Lucy King	19 28	
Making the Whole Amt. for the Support of Paupers		854 39

Expense of Education $1812.11 as follows:

For the Establishmont and Support of the High School including the necessary Apparatus for the School Rooms, &c. $765.59 to wit:

To Mr. Benjn. H. Rhoades for his Salary for Nine Months @ 700 dol. per year	525 00

Brought forward	525 00	$854 39
To Mr. James Pierce for his services as Assistant in the high school Three Months @ 15$ per month .	45 00	
To Mr. James Pierce for his services as Assistant for two Months by a subsequent agreement @ $250 per year.	41 66	
For the expense of Fuel, Stoves, Maps and other furniture and apparatus for the use of the School .	153 93	
Making the expense	765 59	
There has been paid for the expense of the North district School	372 46	
For the expense of Middle district school . . .	294 22	
For the expense of South district school . . .	334 84	
For the District School Library	45 00	
Making the whole expense on Act. of schools .		1812 11

Expenses of Highways $1114.49, as follows:

There has been paid to Martin Morse for expense of repairs of highways on first North District .	100 00	
To Dea. Thomas Griggs for 2d North District $170. expense of laying drain 12 dols. .	182 00	
To Mr. Samuel Philbrick for third North district	82 55	
To Mr. George S. Cushing for first Middle dis. .	110 00	
To Mr. Daniel Sanderson for Second Middle district	40	
To Mr. Geo. W. Goldsmith for 1st South District .	60	
To Mr. George Craft for 2d South District . .	100	
To Mr. John W. Warren for 3d South District .	120	
To Mr. Hugh M. Sanborn for Eastern Turnpike .	160	
To Mr. Timothy W. Wellington for Western Turnpike	90	
To Mr. Royal McIntosh for widening the road and relaying the wall on Heath Street . . .	20	
To Mr. David Whitney for laying wall and repairing side walk on Harvard Street near the residence of Mr. Bartlett	43	
To Mr. Joseph Goddard the amount of his highway tax for the repairs of the road to his house .	3	
To Mr. Abijah W. Goddard the amount of his highway tax for the repairs of his road . . .	3 94	
Making the whole expense of Repairs of Roads .		1114 49

Expenses of Fire department, Engine, &c., $883.70.

The Expenses of this department have been increased to a very unusual amount, by the circumstance as probably is well known, of the Engine House being discovered to be on fire on the morning of the 12th day of September last, which resulted in the total destruction of the house, and the almost entire destruction of the Engine and all its apparatus, besides some property owned by the Engine Company, it was supposed to be the work of an incendiary. The expense of

Carried up . . $3780 99

Brought forward . .		$3780 99
repairs of the engine, and new Hose & apparatus together with the other expenses consequent upon the refiting of the Engine & Company originated most of the following charges to wit:		
There has been paid to Mr. Alfred Tufts for Sundry repairs, New Wheels &c. for Hose Carriages	17 75	
To Mr. Wm. H. Brown for part of Harness and other work on account of Engine . . .	12 58	
To Mr. Henry S. Ward, his bill for sundry articles purchased for the Engine Co.	24 02	
To Mr. A. H. Lambert for his bill for repairs of the Engine	10 93	
To Messrs. Hunneman & Co. their bill of Repairs and New apparatus for Engine Company . .	627 90	
To Mr. Coolidge for 6 Benches for Engine House .	6 00	
To Mr. Cousens for making tables for Engine House	4 81	
To Mr. Wm. Conway for his services taking care of Engine &c.	26 00	
To Mr. A. H. Clapp for taking care of Engine . .	43 00	
To Mr. Morse & A. Newell for storing and other expenses of Engine & Co.	15 46	
To E. Stone for repairing fence &c. about Engine House	5 20	
To Mr. Stephen S. C. Jones for merchandise for Engine House & Company	10 89	
To Mr. J. Davenport for refreshments supplied the Company	3 66	
For making the whole expense for Engine & Co. .		$833 70
TOWN OFFICERS, ASSESSING & COLLECTING TAXES, STATIONARY, PRINTING, ROOM FOR SELECTMEN, &C.		
Paid to Dr. Pierce & Mr. Shailer for their services as School Committe for three years . .	150	
Paid for sundry bills for printing, assessors books, postage, bills & stationary, &c.	41 07	
Paid to Selectmen for Services and traveling Expenses when attending to town affairs . .	78 62	
Paid Mr. Otis Withington for services as Town Clerk	35 00	
		304 69
Paid Assessors for assessing Taxes, 7$ each 21 00 paid for casting taxes and all other expenses of Ass's 30 00	51 00	
Paid for room and lights &c. for use of Selectmen and assessors during the year	25 00	
Paid A. Newell for Collecting Taxes, services as Treasurer and duties with Selectmen & Stationary, &c.	168 03	
Paid Elisha Stone for warning Town meetings and for other services as Constable	27	
Making the whole Amt. under the head of Town Officers		575 72
Carried forward		$5495 10

Brought forward		$5495 10
REPAIRS OF BUILDINGS, PURCHASE OF REAL ESTATE, &c.		
There has been paid to Thomas A. Davis for 18107 feet of land for the accomodation of the School in the North District, & for gravel for the highways @ 2 cents per foot	362 14	
Recording deed	63	
Paid Sundry bills to the school Committee & others for the expense of altering the town House into school rooms and for repairs of the building	391 69	
Paid small bills for repairs of School House	4 95	
Making the cost of repairs, land, &c.		759 41
GUIDE & STREET BOARDS.		
Paid to Samuel A. Walker, Esq., for the expense of painting two Street boards in Cypress street	3 00	
Paid Mr. Silas Snow for painting street boards	5 50	
Paid Mr. Elisha Stone for Guide boards and putting up the same	5 10	
Expense of Guide & Street Boards.		13 60
TAXES $450.75.		
Paid County Taxes	448 40	
" Tax on land in Needham	2 35	
		450 75
SUNDRY EXPENSES.		
Paid for four Soldiers for Military services	20 00	
Paid Collector for Bad Money Recd. for Taxes	5 00	
Paid Josiah Russell for Repairing Pound Wall	10 50	
Paid Mr. Stone for expense for room, &c. of corroners inquest on the body of Robert Noyes	2 50	
Paid for Lyceum Hall for Nov. Meeting	15 00	
Paid Merchants Bank, interest on five Hundred Dollars borrowed for 8 Months @ 4½ per cent	15 19	
Paid Charles Sterns, Jr., for Cash advanced the State Lunatic Hospital	30 04	
Amounting in all to		$98 23
And making the whole amt. pd. from the Treasury since the last report		6512 40
Which being deducted from the receipts, leaves a balance in the Treasury, including a small amount of uncollected taxes of		493 93
		$7006 33

All of which is Submitted.

ARTEMAS NEWELL, *Treasurer.*

COM. ON TOWN ACCOUNTS.

Brookline, March 1st, 1844.

The undersigned have carefully examined the accounts of the Treasurer Mr. Artemas Newell of which the above is a close and true report and again find it their duty as it is their pleasure to express their unqualified approbation of the unsurpassible accuracy & fidelity which has marked the performance of his duties during the past year. They find it necessary to recommend to the town an augmented tax to meet the increased expenditure already voted at a former town meeting. This tax they base upon the following Estimate, Viz.:

For Support of the Poor		850
Repairing buildings & roads . . .		200
Mending Highways		1000
Education		1900
Engine 150, Town Officers 250 . . .		400
Assessing & Collecting taxes . . .		200
County & Needham taxes 450$ Contingences 200		650
Borrowed Money 500, 1st pay't Town house 500		1000
		6200
From which may be deducted probable receipts	785	
School Fund	125	
Hay Scales	75	
Paupers	25	
State payts.	50	
On hand	475	
	—	785 as above.
		5415

In round numbers 5500$.

Charles Wild,
Elijah Corey, } *Committee.*

Voted, To accept the report.

SCHOOL COM. REPORT.

The School Committee of the Town of Brookline would respectfully submit the following report:

In presenting our report last year we took the liberty of suggesting some alterations in regard to the schools in this town. The suggestions which were then made, had been the subject of mature deliberation with your Committee and originated in their observations and experience, while visiting, examining and carefully watching over the interests of the schools. To change merely for the sake of change we were then, and still are opposed. But in all progress there must be some changes.

New plans must be adopted, to meet the wants of society in its onward march. There is no one of us who supposes that the advantages for a common school education, enjoyed in the days of our childhood, will meet the demands of our children, at the present day. As society progresses in literature and general knowledge, nothing is more evident than that changes must be effected in the system of common school instruction. That the changes then proposed would discommode some individual families to a certain extent the Com. were fully aware, but yet they were decidedly of the opinion that the interests of the town as a whole demanded that such changes should be made.

One of these changes pertained to the establishment of a High School in the centre of the town. For several years there have been individuals who had felt the need of such a school, and who for a want of it had been obliged to send their children to a private school in town, or to send them away from home, at considerable expense at the very age when they especially need to be under the parents watchfullness and care. There were other families whose children were growing up, and needed to be thoroughly educated. But their parents felt unable to incur the expense of educating them in a private school at home, or to keep them at an academy abroad. And yet no parents felt a more tender solicitude for their children, a stronger desire that they might be educated and prepared for respectability and usefulness in future life, than these. The plan then laid before the town seemed to grow out of the exigences in which we were placed, and called for by the increasing wants of the town. By orders which were then passed, your Com. procured a teacher, and made arrangements for the opening of a school for instruction in the higher branches of a good education on the first of May. The terms for admission were that a scholar should be a resident of some family in town, and have passed the age of ten years. It was thought that the room under the town hall would be sufficent to accommodate all that might wish to attend for some two or three years. But on opening the school it was found that all who came could not be furnished with seats, and some further provision must of necessity be made. Immediately desks and seats for ten more scholars were procured. These however were not adequate to meet the demands, and during the summer term some were obliged to occupy benches and settees, with nothing before them upon which to rest their slates, or their books. Under these circumstances the Com. saw that they must either alter the terms for admission into the school, fixing upon certain qualifications to be demanded, or still further advancement in age, or the town must make some more ample provision for the accommodation of the scholars.

To the first alternative your com. were unwilling to resort, as it would turn out from the school some who were receiving and who needed its advantages. At their request therefore a meeting of the town was called in August, and the subject laid before them in a full report of your com. The intelligent view which the town took of this subject, the promptness and unanimity with which they agreed to make more ample provision for the school is deserving of remark, and showed that the education of their children was in their estimation a subject of much

interest and importance. A room was therefore fitted up, and made ready for the opening of the fall term, which for neatness and beauty and convenience is surpassed by very few in the Commonwealth. The school at that time had so increased that it was found to be not only expedient, but absolutely necessary, that an assistant should be provided. Arrangements were accordingly made, and since that time, both rooms in the building have been occupied. Your com. considering the age of the scholars, the distance from which some of them came, the evils that might result to the house, and to them, by remaining there during an intermission, thought it advisable to have but one session per day and that continued five hours. This, together with the rules adopted to secure the punctual & regular attendance of the scholars, we believe to have been highly beneficial to the school, and they see no sufficient reasons for proposing an alteration at present. The school has now been in operation ten months, during which time the whole number of scholars attending is ninety, of these forty eight were males and forty two were females. The largest number in attendance at any one time has been about seventy five. The average for the whole ten months has been about fifty seven.

The expense to the town for each scholar during a whole year under the present arrangement is about $13.50 exclusive of interest on value of building repairs, &c., while in the Boston High School it is about $36.00 exclusive of the same. Upon the whole the school thus far, has surpassed the fondest expectations of your Com. Its teachers we believe to be well qualified for their station, and from our monthly visits and quarterly examinations, we are prepaired to say that they have been faithful and thorough in their instructions, and we cannot but hope the school will be of great and permanent benefit to the town. Another change proposed by your Com. in their last annual report pertained to the continuance of female teachers, in the other schools during the year, rather than changing from male to female teachers once in six months. This plan was maturely considered, with its advantages and disadvantages by your committee before it was proposed to the town, and from actual experiment which had been made in one school in this town for a number of years, from observation made in towns, where the plan had been in operation for some time, from the localities of our districts and the number of scholars which they embraced, we firmly believed it to be the best arrangement that could be made under existing circumstances. We have carefully watched the working of this plan during the past year and see no sufficient reason for its being changed.

Having altered the time of our annual examination of the schools from the last week in March to the last week in Feb. in order to have our annual report fully made up to the annual meeting of the town, we are prepared to speak with more confidence upon this point. All our schools were thoroughly examined the last week, and those under the tuition of females, appeared at least as well as they usually have under the instruction of males during the winter term. We can now have permanent teachers, and when we obtain good ones can continue them on, term after term and year after year without interuption. There have been in

attendance at all our schools during the year 204 different scholars, about fifty more than were in attendance last year, and the number present at the examinations last week was much greater than in any preceeding year. As our town is rapidly increasing in population, and as our territory will be somewhat enlarged in the course of two weeks, when the late law of the legislature annexing a part of Roxbury, shall take effect, it will be necessary to make some immediate arrangement for an additional teacher or for a division of the school in what is now termed the North district.

That school has had fifty-four in attendance the past year with an average of about forty-four, and though its faithful teacher will take care of as many scholars as any other person, it would be unwise to have the school much enlarged without some provision for assistance. Your Com. think for the present at least the exigency may be met by the employment of another well qualified female to aid in such way as their successors in office may hereafter find it necessary to direct.

We would also suggest whether under the present arrangement of our schools, it would not be advisable to have the employment of teachers for all the schools the duty of the general Committee. The law makes this their duty unless otherways ordered by the town. As it now is the general Com. employ a part, and the prudential committee a part, and we believe the whole business of employing teachers might with safety and advantage be referred to the same Com. The town will doubtless try to select men, who would not abuse this power, and in whose ability to decide respecting the merits of teachers they could have confidence. Such an arrangement would prevent some evils growing out of our present course, and we believe secure all of its advantages. We throw out the suggestion for the consideration of the town.

In closing this report, it affords pleasure to your Com. to say that there is evidently an increasing interest among us in the great cause of education. We find it in the promptness and liberality with which suitable provision is made for our schools, in the efforts which parents have made to have their children regular and punctual in their attendance and in all the improvements which have been realized in our system of common Schools. May this interest increase still more until we shall act worthily of the age in which we live, and furnish our children with the means of acting well their part in the age which shall come after us.

Respectfully submitted,

Wm. H. Shailer, *Sec'y.*

March 4, 1844.

Read and accepted by vote.

The following was read, and accepted:

CEMETERY COM. REPORT.

The committee chosen by the town to superintend the cemetery for the past year would respectfully represent, that on entering upon the duties assigned to them they found by the last report of the former

Clerk, that there was a ballance in the treasurer's hands of eighteen dollars & fifty-eight cents. This was obtained, and as it appeared that there was a demand outstanding against the committee of twenty dollars it was resolved to discharge it forthwith by using this sum, and by raising the amount of deficiency by the contribution of the committee. The only revenue which has accrued to the cemetery during the past year, was the sum of twenty-five dollars advanced by one of the committee as the price of a burial lot, not yet selected. This amount was appropriated to repairing and gravelling the avenues, trimming trees, &c., and has constituted the principal operations of the committee during the year.

The Treasurer's account stand therefore in thiswise, viz.:

BROOKLINE CEMETERY IN ACCOUNT WITH MOSES JONES, *Treasurer.*

1843.	*Dr.*		
Jan. 10.	pd. David Whitney outstanding bill . . .	20	
Sept. 8.	Pd. Jas. Gallagher for labour, 25½ days . .	25 50	
1844.			
Mch. 2.	pd. Caleb Clark for gravel	1 00	
			46 50
	Cr.		
June 30.	Rec'd of former Treas. bal. in his hands .	18 58	
Augt. 14.	Cash advanced for burial lot	25	
1844.			
Mch. 2.	Contributed by members of Com. . . .	2 92	
			46 50

Your Committee are sorry to represent, that the unusual drought of the last summer has produced serious hovoc among the young trees recently transplanted into the cemetery, and that the returning spring will exhibit the total destruction of from fifty to sixty of them, with the mutilation of many others. They found also that the stakes marking the boundries of the lots, as laid out on the plan were mostly removed, and before any sales can take place must be replaced in a substantial manner, & by a new measurement. It will be necessary during the ensueing season to clean the avenues from weeds and to prune the trees, if not to replace some of those which have been destroyed. To accomplish these and similar purposes, your Committee recommend that an annual appropriation should be made by the town of a suitable sum, to be placed at the disposal of future committees, whenever the revenues of the cemetery may be found inadequate to its contingences. Such a state of things will very probably occur during the next season as there is no prospect of further sales of lots for the present.

But one grave has been dug in the grounds during the past year, and the privelege was gratuitous, as the subject was poor and died by casualty. Eight bodies have been entombed in the same period, making nine interments only in the cemetery; two of which were of bodies brought from other towns as follows, Viz.:

Names.	Where died.	When died.	Age.	Disease.	When buried.	Manner of burial.
Elisha W. Williams	Roxbury.	May 5.	15 mon.	Erysipelas.	May 7.	Entombed.
Susan Goddard	Brookline.	May 19.	54 yrs.	Lung fever.	May 21.	Entombed.
Enos Withington	Brookline.	June 28.	74 yrs.	Paralysis.	June 29.	Entombed.
Elijah Corey, Jr.	Brookline.	June 28.	43 yrs.	Congestion of lungs.	" 30.	Entombed.
George Edwards	do.	Aug't 19.	5	Fractured Skull.	Aug't 21.	Entombed.
Mrs. Bullard	Newton.	Sept. 1.		Old age.	Sept. 3.	Entombed.
Robert Noyes	Brookline.	Oct. 22.	60	Drowned.	Oct. 23.	Buried.
Joseph Whitney	do.	Dec. 7.	56	Erysipelas.	Dec. 8.	Entombed.
Thos. Aspinwall	do.	Dec. 18.	74	Consumption.	Dec. 20.	Entombed.

By direction of the Cemetery Committee,
Chas. Wild, *Chairman.*

Brookline, March 4, 1844.

Voted, That the Selectmen be authorized to widen Washington Strect, where it crosses the brook adjoining the Estate of Harrison Fay, by extending the bridge & filling up the watering place—and that the sum of two hundred dollars be appropriated for that purpose.

Voted, That the following persons, Viz. :

Artemas Newell
David Coolidge and
Harrison Fay be a committee

to inquire into the expediency of introducing "instruction in the Elements of Vocal Music" into the public schools, and report at the April meeting.

Voted, That Messrs. Artemas Newell, Chas. Wild and Jessee Bird, be a com. to take into consideration the subject of causing a survey and a Map of the Town to be made, and to report at an adjournment of this meeting.

Voted, That the sum of Five thousand seven hundred dollars be raised by assessment the ensuing year, for the various purposes ennumerated in the estimates of the Auditors' Report. And that the several sums be hereby appropriated to the several purposes therein specified. And that the sum of one thousand dollars appropriated to the repair of highways, shall be assessed upon Polls and Estates, and collected with, and in the same manner, as other Town charges are assessed and collected, and the same shall be divided among the several highway districts, in same manner and proportion as has been practiced for several years past.

Voted, That the cemetery Committee be and are hereby authorized at the expense of the town, to employ E. F. Woodward of Newton, to measure and stake out all the lots in the Cemetery, giving the length and breadth of each lot, and the number of square feet, and note the same on the plan—and that the Cemetery Committee bound all the lots sold and unsold according to the plan of said Woodward.

Voted, That a committee of consultation, to consist of seven citizens, be now appointed by the Moderator, for the purpose of advising, aiding and assisting the building committee, in the location, construction, and erection of a building

suitable for a Town Hall, school rooms, Engine rooms, &c., agreeable to a vote of the Town at their meeting in Jan. last.

The following were nominated and chosen :

Thomas Griggs,	Isaac Cook,
A. W. Goddard,	David Coolidge,
Harrison Fay,	Seth T. Thayer.
Timothy Corey,	

Voted, To adjourn to first day of April next, at the Centre School House at four o'clock in the afternoon.

OTIS WITHINGTON,
Town Clerk.

NORFOLK, ss. BROOKLINE, March 4, 1844.

Then personally appeared and took the Oath prescribed by law to the offices to which they had been respectively chosen, the following persons on the day of the date set against their names :

March 4. Samuel A. Walker as Field driver.
" Benjamin Bradley as Field Driver.
" Thomas C. Quimby as Field Driver.
8. Timothy Corey as Assessor.
9. Caleb Craft, Jr., as Surveyor of Highways.
" James L. Oliver as Field Driver.
" William White as Surveyor of Highways.
11. Elisha Stone as Constable and surveyor of Wood & Lumber.
12. A. H. Clapp as Constable.
" John W. Warren as Surveyor of Highways.
" Simon Warren as Surveyor of Highways and Pound Keeper.
" Charles Warren as Field Driver.
13. Hugh M. Sanborn as Surveyor of Highways.
14. Samuel Philbrick as Surveyor of Highways.
18. Thomas Griggs as Surveyor of Highways.
23. Daniel Sanderson as Selectman.
" Timothy Corey, Jr., as Field Driver.
25. Thomas Griggs as Selectman.
" David Coolidge as Selectman.
" George W. Goldsmith as Surveyor of Highways.
" Marshal Stearns as Fence Viewer.
" James Robinson as Fence Viewer.
28. Royal MacIntosh as Surveyor of Highways.
30. Jeremiah Lyon as Surveyor of Wood and Lumber.
April 1. Charles Stearns, Jr., & Isaac Cook as Assessors.
" Charles Stearns, Jr., as Surveyor of Highways.

O. WITHINGTON,
Town Clerk.

[L.S.] WARRANT TO TAKE THE OATH.

To Elisha Stone, one of the Constables of the Town of Brookline, GREETING:

The following is a list of those persons who were this day chosen into office, at a meeting of the inhabitants of said town, and of whom an oath is by law required, Viz.: Daniel Sanderson & David Coolidge, as Selectmen; Thomas Griggs as Selectman and Surveyor of Highways, A. W. Goddard & Timothy Corey as assessors, Charles Stearns, Jr., as assessor and surveyor of highways, Artemas Newell as Treasurer and Collector, Elisha Stone as Constable and surveyor of Wood and Lumber, Samuel Philbrick, Royal MacIntosh, William White, George W. Goldsmith, Caleb Craft, Jr., John W. Warren, & Hugh M. Sanborn, as surveyors of Highways, Simon Warren as surveyor of highways & pound keeper, Clark L. Haynes, Charles Warren, Caleb Clark, James L. Oliver, and Timothy Corey, Jr., as Field Drivers, William W. Clement and T. W. Wellington as Fence Viewers, A. H. Clapp as Constable.

You are hereby required, in the name of the Commonwealth of Massachusetts, within three days from the date hereof, to notify and summon each of the said persons to appear before me, within seven days from the date you shall give such notice, to take the Oath by Law prescribed to the officers unto which they are respectively chosen.

Hereof fail not, and make return of this warrant with your doings thereon, within ten days from the date hereof.

Given under my hand and seal this fourth day of March, A. D. 1844.

OTIS WITHINGTON, *Town Clerk.*

NORFOLK, SS. BROOKLINE, March 11, 1844.

By virtue of the within warrant I have notified the within named persons to appear and take the Oath as within directed.

ELISHA STONE, *Constable of Brookline.*

NORFOLK, ss. BROOKLINE, March 5, 1844.

Personally appeared Artemas Newell, Esq., and made solemn oath that he would duly, faithfully & honestly perform the duties of Treasurer of the town of Brookline for the year ensuing to the best of his knowledge & ability.

Before me,

CHARLES WILD, *Jus. Piece.*

A true Copy, attest: OTIS WITHINGTON, *Town Clerk.*

WARRANT FOR SPECIAL TOWN MEETING.

NORFOLK, ss.

To Elisha Stone, one of the Constables of the Town of Brookline, GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the town of Brookline, qualified to Vote in Elections, to meet at Lyceum Hall in said town, on Monday next, being the twenty-fifth day of March inst., at two o'clock in the afternoon, to act upon the following Articles, Viz.:

First. To choose a Moderator to preside at said meeting.

Second. To see if the town will reconsider the vote passed at a meeting held on the 30th day of January last, in relation to the location of a building for a Town Hall, School Rooms, Engine House, &c., for the purpose of hearing and acting upon proposals from the first Parish in Brookline concerning a different location.

Third. To hear and act upon a report of the Building Committee in regard to separating the Engine House from the Town Hall, and upon any other business that they may have to communicate.

Fourth. To see what course the Inhabitants will take to free the town from the sale of Ardent Spirits.

Fifth. To see if the town will make an additional grant to repair the bridge in Cypress Street.

Sixth. To see if the town will appoint a committee to draft a set of "*By-Laws*" for the regulation of the town and report at a future meeting.

Seventh. To fill all vacancies that exist in town officers and to hear report of any other committees that are prepared to report.

Hereof fail not, and make due return of this warrant with your doings thereon, to the Town Clerk, at the time & place of meeting as aforesaid.

Given under our hands & seals this Twenty-first day of March, A. D. One Thousand Eight Hundred and forty-four.

DANIEL SANDERSON, [L.S.]
DAVID COOLIDGE, [L.S.]
THOMAS GRIGGS, [L.S.]
} *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, March 23d, 1844.

By virtue of the within warrant I have notified and warned the within named persons to appear at the time and place for the purposes within mentioned.

ELISHA STONE,
Constable of Brookline.

A true Copy.
Attest: OTIS WITHINGTON, *Town Clerk.*

Agreeably to the foregoing warrant a meeting was held at Lyceum Hall, March 25th, 1844.

Capt. Daniel Sanderson was chosen Moderator.

Voted, That the building Committee, be a Committee on the part of the town, to confer with a com. of the First Parish, concerning a different location for the Town Hall, and that they report at an adjournment of this meeting.

The following Report of the building Committee was read and accepted by Vote:

REPORT OF BUILDING COM.

The committee appointed by the Town of Brookline to purchase land & erect a building for a Town Hall, School rooms, Engine rooms, &c., ask leave respectfully to represent—

That they have purchased for the purpose above named a lot of land situated between the estates of Messrs. James Leeds & James Holden on Washington Street, containing 114 Rods & 157½ square feet, or 31194 square feet at 3 cents per foot amounting to *$935.82* which has been paid by the Treasurer & a deed received on behalf of the Town.

On a carefull examination and survey of the lot purchased your committee are of the opinion, that the airy and eligible position to the school rooms and hall, as well as beauty of external appearance, will be greatly promoted by placing the front end of the building back at least 50 feet from the street, and elevating the sills 8 or 10 feet above the level of the street, according to a plan herewith presented,—which will place the Fire Engine, if connected with the Hall, in a position rather unfavorable in seasons of deep snow and at all times remote from water, unless the expense of sinking a reservoir on the lot should be incurred. There will also be an increased risk of fire to the building, from this connexion, and

the entrance from the street inconvenient for the Engine at all times. By separating the engine accommodation from the Hall, the external appearance of the building may be much improved, and better proportions, & more ample accommodation may be provided for the school rooms, entries, Selectmen's and committee rooms. By shortening the building and lessening the number of windows, &c., it is believed there can be a saving of half the expense requisite for building a separate engine house. Your committee have confered and advised with the consulting committee on all these particulars, and both committees have agreed unanimously to recommend the erection of a separate building for the use of the Engine and Engine Company, to be located over or near the brook opposite the estate of Mr. Harrison Fay, where the Selectmen contemplate widening the passageway by filling up the watering place. Ample room for the building with the convenience of water may here be found.

Your committee, therefore, respectfully request permission to exclude all provisions for the fire engine from the hall building,—and also that the charge of building an Engine House may be committed to the Selectmen, who can make arrangements for the location of the building, while filling up the watering place & widening the passageway for public travel. All which is respectfully submitted, for the building committee.

S. PHILBRICK, *Chairman.*

BROOKLINE, March 25, 1844.

Voted, That the building committee be authorized to omit making provision for the accommodation of the Fire Engine or the Engine Company in the building to be erected for a Town Hall, School rooms, &c., and that the Selectmen be hereby empowered & authorized to build an Engine House of suitable dimensions and place the same opposite the Estate of Mr. Harrison Fay, over or near the brook, or in any other place which they may consider more eligible or proper, and a further grant of three hundred dollars is hereby made and appropriated for that purpose.

The following was adopted by vote:

VOTE ON PUNCH BOWL.

PREAMBLE AND RESOLUTIONS OFFERED BY S. A. WALKER.

WHEREAS, The recent painful and distressing occurrence in the death of Robert Noyes from Ardent Spirits, and by the verdict of the Jury his death was caused "by liquor obtained at the Punch Bowl and elsewhere," and whereas the location of the Punch Bowl Tavern renders it identified in the weal or woe of the town of Brookline, and by the indiscriminate

sale of Ardent Spirits is more clearly identified as injurious to the town, producing consequences that call loudly on the friends of good order and sobriety, *Therefore resolved*, That this meeting view the untimely death of Robert Noyes from intoxication with pain and sorrow, and that as good citizens we will do all in our power to prevent a like disasterous occurrence.

Voted, That a committee of 20 of the inhabitants of the town of Brookline be appointed, who shall repair in a body to the Punch Bowl Tavern, and under the sanction and authority of the town remonstrate with Mr. J. Sprague or whoever may have charge of the Punch Bowl, against intoxicating drinks hereafter being sold by him or them, the result of which are disasterous to the town and community and especially to the youth, and should a friendly remonstrance prove unavailing, then said committee are hereby fully authorized and instructed to abait said nuisance and maintain the honor of the town and vindicate the violated laws of the commonwealth.

Voted, That the Town Clerk furnish the propriator and Mr. J. Sprague, the keeper of the Punch Bowl, or whoever may hereafter occupy the same [as] the propriators with a copy of the foregoing Preamble, Resolution and Vote.

The following were chosen as that committee:

Samuel A. Walker.	Caleb Craft, Jr.
A. H. Clapp.	Joshua W. Blanchard.
Daniel Sanderson.	William Hardy.
David Coolidge.	Charles Stearns, Jr.
Thomas Griggs.	A. W. Goddard.
Otis Withington.	Timothy Corey.
Moses Jones.	James Leeds.
Samuel Goddard.	Harrison Fay.
Hugh M. Sanborn.	Samuel Craft.
James Bartlett.	Thomas Kendall.

Voted, That One hundred dollars be appropriated and left in the hands of the Selectmen to repair the bridge in Cypress Street.

Voted, That the article in the warrant, relating to drafting a set of *By-Laws* for the regulation of the town, be referred to the Selectmen, to report at a future meeting.

Mr. A. W. Goddard declined acting as assessor.

Mr. Samuel Philbrick was chosen assessor.

Voted, To excuse Mr. Philbrick at his own request.

Mr. A. W. Goddard was re-chosen assessor.

Mr. Marshal Stearns, } were chosen Fence Viewers.
Mr. James Robinson, }

Mr. Jeremiah Lyon was chosen Surveyor of Wood and Lumber.

The following Report was read and accepted by Vote :

REPORT ON MAP OF THE TOWN.

The committee who were appointed at the last annual meeting to make inquiries in regard to the expense of a Survey and Map of the town, have attended to that duty and would now report.

The committee have consulted two surveyors, Deacon Woodward of Newton & Mr. Charles Whitney of Roxbury. The difference in the estimated expense of a survey between the two is very considerable. A survey & a drawing by Dea. Woodward with a copperplate engraving, showing the most prominent objects in the town such as the high hills Woods & Buildings, and the name of each Householder, names of streets, distances put down in rods, &c., the engraving similar in character to the map of Needham, would cost, as nearly as can be estimated before the drawing is completed, about $250.

A Survey with a full Topographical drawing by Mr. Whitney with a copper-plate engraving, showing all the prominent objects in the town, such as the Rivers, Brooks, Hills, Madows, Marshes, Swamps, Buildings, Names of House-holders, Streets, names of streets, survey of streets and distances put down in rods, also embellished with some of the most modern Architectural designs in the town, making a complete and handsome Map similar to the map of Roxbury, with a Book containing all the Notes of the town of Roxbury, would cost $600. In both estimates the committee have calculated the expense including paper and printing of five Hundred Copies and the plate will be the property of the town, and any number of copies can be printed at any time when needed and alterations can be made in the plate at any future time, when the improvements and alterations in the town require it. The dissimilarity and the difference of expense between the two maps, is so great, that the committee do not feel at liberty to recommend the adoption of either of them, until the subject had been laid before the town and some more definite instructions had been received in regard to the kind of Map that would satisfy the wants of the inhabitants.

The great difference in the expense appears to be caused principally by the difference in the labor in making the surveys, taking the notes and

preparing the drawing for the hands of the engraver, also in the engraving of a plate that contains so much more matter than a plainer one. It only remains for the town to decide what kind of a Map they would prefer.

All of which is submitted,

ARTEMAS NEWELL,
Chairman of the Com.

BROOKLINE, March 25, 1844.

Voted, That the subject of procuring a survey and map of the Town be referred back to the same Committee who with the advice and consent of the Selectmen are authorized to procure a survey by such person as they may deem proper, and have a map engraved and a sufficient number of copies provided for the use of the Town.

Voted, To adjourn this meeting to Monday next, at $\frac{1}{4}$ past four o'clock in the afternoon at this place.

OTIS WITHINGTON,
Town Clerk.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

APRIL. At a legal meeting of the inhabitants of the town of Brookline in said county, qualified by law to vote in the election of county officers, holden at said Brookline on the first day of April, being the first Monday of said month, in the year of our Lord one thousand eight hundred and forty-four, for the choice of County Commissioners and Special Commissioners for said County, the said inhabitants gave in their written votes, on one ballot, for three County Commissioners, and also their written votes on one ballot, for two Special Commissioners, and the same being sorted, counted, and public declaration thereof made in open town meeting, by the Selectmen of said town, and the names of all the persons voted for, and the number of votes for each, and the whole number of ballots entered upon the records of said town by the town clerk thereof, it appeared that the whole number of ballots given for County Commissioners

was sixty-nine, and that the names of the persons voted for as County Commissioners, and the number of votes given them, were as follows, to wit:

For Samuel P. Lord of Dorchester	Forty Seven.
For Joseph Hawes of Walpole	Forty Seven.
For James C. Doane of Cohasset	Forty Seven.
For Benjamin P. Williams of Roxbury	Fourteen.
For Nathan Jones of Medway	Fourteen.
For Aaron Prescott of Randolph	Fourteen.
For Willis Fisher of Franklin	Eight.
For Lemuel Humphrey of Weymouth	Eight.
For Obed Baker of Dedham	Eight.

It also appeared that the whole number of ballots given in for Special Commissioners was sixty-nine, and that the names of the persons voted for as Special Commissioners, and the number of votes given them, were as follows:

Benjamin P. Williams of Roxbury	Forty Seven.
Nathan Jones of Medway	Forty Seven.
Laban Souther of Cohasset	Fourteen.
Martin Torrey of Foxborough	Twenty two.
Leonard Everett of Canton	Eight.

Adjourned *Sine die.*

OTIS WITHINGTON,
Town Clerk.

APRIL 1, 1844. The adjourned meeting from March 4 opened at Centre School House.

Adjourned immediately to Lyceum Hall at 5 o'clock.

The adjournment of the Special Meeting from March 25, 1844, was held at Lyceum Hall. Capt. Daniel Sanderson in the chair.

The following was read and accepted by vote:

The committee who were appointed by the Town at their meeting on the 25th March to meet a committee from the first Parish & hear their proposals in regard to granting a part of the Parsonage land to the Town for a site for a Hall, &c.,—Have accordingly had several interviews with said Parish committee. From the peculiar tenour of the deed granting said land to the Town it appeared doubtful to your committee, whether

the title was vested in the town, or in the Parish, consequently the subject was refered to the opinion of Judge Jackson, who after two days consideration gave a written opinion in favour of the Parish. Upon further consultation of your committee with the Parish committee, it was their final conclusion to decline making any proposition to the Town on the subject of granting a site for a Town Hall, apprehending that the general harmony of both Town and Parish would be promoted by this course, consequently your committee have nothing further to communicate on the subject of their appointment.

On behalf of the committee,

S. PHILBRICK,

BROOKLINE, April 1st, 1844. *Chairman.*

Voted, That the Second article in the warrant be indefinitely postponed.

Voted, That discretionary power be given to the Building and consulting committee to build the Town Hall by contract, or day labor.

The above vote was passed in consequence of the following communication :

The building committee for the Town Hall respectfully represent. That it appears to be the prevailing opinion of the consulting committee that the interests of the Town would be promoted by having the building erected by contract, instead of day labor,—and as it was the understanding at the time of the appointment of your committee, that day labor would be more satisfactory, your committee did not feel authorized to take the responsibility of putting out by contract the whole building, including materials and labor without a vote of the Town. Your committee therefore request that a vote may be taken showing the opinion of the Town on that subject.

On behalf of the committee.

S. PHILBRICK, *Chairman.*

BROOKLINE, April 1, 1844.

Voted, That the meeting be dissolved.

OTIS WITHINGTON, *Town Clerk.*

(Vote on Town Hall, 8 pages forward.) [See Page 134.]

The adjourned annual meeting re-opened at Lyceum Hall April 1, 1844.

Voted, To proceed to business.

Capt. Isaac Cook was unanimously elected Assessor in place of A. W. Goddard, resigned.

The following Report was read and accepted by Vote :

REPORT OF COM. ON MUSICK.

The committee appointed at the annual meeting to whom was refered the subject of "*introducing Musick*" into the public schools, having given it some attention would now report.

For the best information upon the subject that can be obtained, your committee have consulted several gentlemen, who have been connected with schools where musick has been introduced methodically as a popular branch of Education, with complete success; also by an examination of the "*Abstracts of the Massachusetts School returns*" where some very valuable information upon *that* subject may be found, it is there highly recommended by the "*School Committee*" of about thirty cities and towns within this commonwealth, in which are about six Hundred schools: the opinion as expressed by all, where the basis upon which the opinion is formed is experience, has universaly been the same: That Musick, wherever it has been introduced into the public schools, has been productive of the most happy results; that it exerts a beneficial influence upon the intellect, taste, morals, & physical constitution of the young; improves the hearts, promotes good feelings, pure tastes, refined sentiments, cheerfulness & good order; "*Softens* the temper, sweetens the disposition, and tunes the heart in unison with all the better feelings of their nature; creates domestic happiness in the family circle, and produces a concord of feeling in school." It is found by experience to be a valuable assistant to the reader, "it being a good exercise in the elements of harmonious and correct speach" and it has universally proved a source of *pleasure* to the pupils; it relieves the monotony of school exercises, and as a recreation it is both pleasant and profitable; where the minds of children become weary and dull, it has a tendency to restore their jaded energies, and send them back with invigorated powers to other more laborious duties; It also renders the schoolroom a pleasant place of resort to the young, who go there with minds more willing and in a more suitable state to receive instructions. Its introduction has proved by experience to be of inestimable advantage to the *pupils*, without being attended with *any* disadvantages. Such are the results of "*introducing instructions in vocal Musick into the pnblic schools*" as proved by the united testimony of *all* whose experience or knowledg of the subject qualifies them to give a correct opinion.

Your Committee, after obtaining all necessary information, and a mature and careful examination of the whole subject, are unanimously of opinion, that the schools in this town would be very materialy benefitted by the introduction of Musick as a branch of Education, and would therefore recommend that the school committee be authorized to employ a teacher who is competent to give scientific instruction in Musick in the High School, for one year—at such times and in such manner as they may deem expedient. Several professional teachers have been consulted by the committee and the expense of two lessons a week of one hour each for one year will not exceed two hundred dollars.

All of which is respectfully submitted,

ARTEMAS NEWELL,
DAVID COOLIDGE,
HARRISON FAY,
} *Committee.*

BROOKLINE, March 28, 1844.

The Trustees of the Boookline School Fund who were appointed by the town to invest and to take the general care of the School Funds, and report to the town the condition of the funds annually, would now present the following report:

The present amount of the School Fund is $4531.01.

It has been invested by loaning to sundry persons, secured agreeably to instructions from the town in all cases by mortgage on Real Estate, and farther secured in most cases by the policy upon the buildings of insurance, made payable in case of loss to the Mortgagee, as follows, Viz.:

Loaned to Theopolis Dame, secured by a Mortgage on Real Estate in Brighton, with insurance policy . . .	$435 84
Loaned to Edward Hall, secured by a Mortgage of Real Estate in Brookline, with the Policy of Insurance .	204 53
To Lenas & Luther Crane, secured by a Mortgage of Real Estate at Newton Lower Falls, with policy of insurance	1225 00
To Reuben Hunting, secured by a Mortgage on Real Estate in Brighton	1550 00
To Samuel Browne, secured by a mortgage on Real Estate in Boston, with policy of Insurance	811 11
There has been paid into the Treasury the principle of one note, which has not been invested, amounting to . . which is still in the treasury.	304 53
Making the whole fund, as above	$4531 01

Your Trustees would express their satisfaction with the security which is held for the amount of the fund loaned, and also with the promptitude with which the interest has in all cases been paid.

The Trustees in the farther pursurance of their duty have investigated the books of the treasurer and find the amount received during the past year, as income from the School Fund, to be $291.79, which has been paid into the Treasury of the town by order of the Selectmen, which balances the books of the Treasurer of the School Fund up to this date.

February 1st, 1844.

In the farther consideration of the subject of the School Fund, your trustees have been led to examine more particularly into the state of the fund by a vote of the town, at the town meeting held in January, authorizing the treasurer of the school fund to collect and pay over to the building committee of the Town House that portion of the fund that was received from the General Government as *Surplus Revenue*, amounting to about one half of the whole fund. It is the opinion of the Trustees that the same disposition of the remainder of said fund would be for the interest of the town, and if it is necessary that a certain sum should be kept as a school Fund, in order to avoid any danger from reversion, the town may become the borrowers and be responsible to the trustees in the same manner as individuals at present do, such a provision would place the security of the school Fund beyond a question, and relieve the trustees from a great share of the perplexing duty incumbent upon them of attending annually to the numerous policies of insurance and other

securities held for the fund; at the same time it would render it unnecessary for the town to borrow so large a sum of money at this time, as it would give the town immediate control of its own resources.

Prompted by these considerations, your trustees would therefore recommend that the Treasurer of the school fund be directed to collect the mony loaned as soon as practicable, without serious inconvenience to the parties owing the money, either by a transfer of the securities held, or by collections as circumstances may require, and pay the same into the Treasury of the Town to meet the expenses of building the town house.

All of which is respectfully submitted.

CHARLES STEARNS, JR., }
DANIEL SANDERSON, } *Trustees of*
JAMES ROBINSON, } *Brookline School Fund.*

Voted, That the report be accepted, and adopted.

REPORT.

Your selectmen would submit the following report agreeable to the duty assigned them by the Revised Statutes Chapter 25th Section 29th that there are now erected at every necessary place within the town suitable guide posts with boards annexed agreeable to the requirement of the *law* and that in our opinion it is not needful to erect or maintain any more.

DANIEL SANDERSON, *Chairman.*

They would also report that they have not been inattentive to the duty assigned them by the Town relative to obtaining a place for the better accommodation of the poor, but no place during the past year has been offered for sale, on such conditions as we should feel ourselves justified in recommending to the town to purchase, but we would recommend the continuance of such a committee as shall have an eye to this subject since by having a part of Roxbury annexed we have had two added to our list.

11 entire
2 in part.

DANIEL SANDERSON, *Chairman.*

Reports of Selectmen accepted by Vote.

Moved by Augustus Aspinwall Seconded by Samuel A. Walker That the Vote passed 25th March authorizing the Selectmen to fill up the Brook on Washington Street be reconsidered.

Voted in the Negative.

Voted, That this meeting be dissolved.

OTIS WITHINGTON, *Town Clerk.*

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To Elisha Stone, one of the Constables of the Town of Brookline, GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the town of Brookline, qualified to vote in Elections, to bring in to the Selectmen, at the Centre School house in said town on Monday the twenty-ninth day of April current at Two O'clock in the afternoon, their votes for Three County Commissioners & One special Commissioner to complete the number required for County of Norfolk.

Hereof fail not & make due return of this warrant, with your doings thereon to the Town Clerk at the time and place above mentioned.

Given under our hands and seals this Eighteenth day of April in the year of our Lord one thousand Eight hundred and forty-four.

DANIEL SANDERSON
DAVID COOLIDGE,
THOMAS GRIGGS,
} *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, April 27, 1844.

By virtue of this warrant I have notified and warned the within named persons to appear at the time and place for the purposes within mentioned.

ELISHA STONE, *Constable of Brookline.*

A meeting was held agreeably to the foregoing Warrant, and the following Votes were given in:

For County Commissioners. Whole No. 24.
For Samuel P. Loud of Dorchester twenty-four.
" Joseph Howes of Walpole twenty-four.
" James C. Doane of Cohasset twenty-three.
" Nathan Jones One.
For Special Commissioner. Whole No. twenty-four.
For Benjamin P. Williams of Roxbury twenty-three.
" Leonard Everett of Canton One.

Adjourned without day.

OTIS WITHINGTON,
Town Clerk.

At the adjourned Special March Meeting held April 1, 1844, at Lyceum Hall, The following Vote was passed:

(Omitted in the records of that meeting.) [See page 129.]

Voted, That the building Committee be authorized to erect a building for the Town Hall two Stories high, and that the Hall be finished in the upper story, leaving the lower story for any use the Town may hereafter direct, making, however, such partitions as windows and doors as may be necessary for school rooms, if the Town should hereafter at any time decide so to use it.

OTIS WITHINGTON,
Town Clerk.

COMMONWEALTH OF MASSACHUSETTS.

In the year One Thousand Eight Hundred and Forty-Four.

AN ACT TO ANNEX A PART OF THE TOWN OF ROXBURY TO THE TOWN OF BROOKLINE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Jeremiah Lyon, with all the other persons, their polls and estates, and all other lands lying within a line beginning in the centre of Muddy Brook, at the junction thereof with another brook running between Roxbury and Brookline across the Mill Dam road, and at a post there set, and running southerly and westerly by the centre of said Muddy Brook through the estate of Henry S. Ward, thence following the centre of said brook through the land of Samuel Wyman until it meets a stone wall dividing said Wyman's land from the land of Joseph Curtis, thence following said wall nearly in a northwesterly direction until it meets the present line of division between Roxbury and Brookline, as laid down on a plan by E. F. Woodward, Esq., Surveyor, dated the eight day of February, eighteen hundred forty-one, are hereby set off from the town of Roxbury and annexed to the town of Brookline, in the County of Norfolk.

SECTION 2. The land hereby set off from Roxbury to Brookline, and the persons residing thereon, shall be liable and holden to pay their just proportion of all taxes which have been assessed on the inhabitants of the said town of Roxbury, previous to the passing of this act, and also their portion of all county and state taxes that may be assessed upon said town of Roxbury previous to the taking of the next State valuation; said proportion to be ascertained and determined by the town valuation of said Roxbury; and the town of Brookline shall be liable for the support of all persons who now do or hereafter may stand in need of

relief as paupers, whose settlement was gained or derived within the limits described in the first section of this act.

HOUSE OF REPRESENTATIVES, Feb'y 21st, 1844.
Passed to be enacted.
SAM'L H. WALLEY, JR., *Speaker.*

IN SENATE, Feb'ry 22, 1844.
Passed to be enacted.
JOSIAH QUINCY, JR., *President.*

FEBRUARY 24th, 1844.
Approved.
GEO. N. BRIGGS.

FEB. 26th, 1844. A true Copy.
Attest:
JOHN G. PALFREY, *Secretary of the Commonwealth.*

A true Copy.
Attest: OTIS WITHINGTON, *Town Clerk.*

The following list of persons liable to be enroled in the Militia were returned. Whole No. 242. May 17th, 1844.

David S. Coolidge
Martin Carey
William Mullen
Isaac Dearborn
Lyman Morse
Charles Morse
Asher Taylor
Geo. W. M. Pitman
James Tilton
Edward Burrows
John Smith
Benj'n Owan
Silvester Bryant
Robert Moody
Royal Woodward, Jr.
Chas. D. Perry
George Gibbs
Thomas Severns
John Gibbs
George Stoddard
Charles N. Ford
Andrew Dearborn
John Gustin
Wm. Webb
William Hardy
William Barnard
Dernier
Hawkey
L. H. Howe
Moses Wingate
Eben'r C. Haskell
Chase
Joshua E. Termala
Edward Hall, Jr.
Aaron Libby
Nath'iel Lyford
Elisha Hall
Ivory Ross
Russell Baker
John Kenrick
W. M. Stephens
Charles W. Tolman
George Otis
Albert Mitchel
Wm. G. Cole
Joshua W. Blanchard
Thomas Blanchard
William J. Griggs
Oliver G. Pray
Samuel A. Robinson
Charles Howe
James Bartlett

Alfred Tufts
Aaron S. McIntosh
A. H. Clapp
Oliver Follett
James Morse
A. C. Small
Norton
Harrington
George Griggs
Elkanna Foss
Josiah Evans
Benj'n Fry
Nath'l Fry
Stephen Foss
Clark L. Haynes
Luther Tinkham
Benj'n Perkins
David Whitney
Henry Whitney
Oliver Whyte, Jr.
Geo. A. Brewer
Charles Stewart
Stephen Blanchard
P. B. Lakeman
James Gliddings
Asel Lovejoy
Francis Flanders
Henry Bright
John A. Bird
A. S. Bird
George Taplin
Sam'l C. Clark
Daniel Smith
Moses Varney
Josiah H. Barker
Gould
Peasley
Owdway
Loring
John C. Marston
Samuel Barker
John Shepard
James O'Brine
Elisha Clark
William White
John Berran
Joseph Gutterson
John W. Warren
Charles Warren
George F. Bartlett
Wm. Andrews
Charles Coolidge
Timothy Corey, Jr.
Eben'r Reed
John Nason
George Wait
William Dearborn
Geo. W. Stearns
Charles Sleeper
William A. Hayden
William C. Cunningham
Nathan R. Pierce
Charles Reed
Swain Clement
Stephen Heath
Jacob Foss
Willard A. Humprey
Moody Page
Geo. W. Merrill
Wm. P. Brewer
Asa Stephens
John Houlihan
James Veasie
Nath'l Runlett
Sam'l F. Page
Alfred Page
Simon Warren
Timothy W. Wellington
Thomas C. Quimby
Daniel Quimby
E. During McIntosh
William Hutchinson
Henry Young
Asa Trowbridge
Edward Baily
Aaron D. Fairbanks
Charles Smith
William Dale
Nathaniel Billings
David F. Stephens
David Stearns
Stephen Stiles
Joseph L. White
Henry Weeks
Amos Whittemore
Charles Ferrin
Russell Bean
David Woodman

John Rodgers
James Foster
Parker D. Wilson
George Cunmon
George Craft
Chauncy Woodward
Thaxter Prouty
Tho. Thousand
George Rice
Geo. W. Goldsmith
John W. Bailey
George Hancok
Charles Whitney
Edward Pray
Benj'n N. Jewett
Isaac R. Atwood
H. S. Ward
Joseph Hugh
Luther Seaverns
Marshall D. Glasier
A. H. Lambert
George Peck
John Haynes
Chas. P. Trowbridge
John Dustin
George Bell
Henry W. Carr
Hugh M. Sanborn
Charles Pulsifer
Thomas Pettingale
Silas Durgan
Oliver Delino
James Lambert
Wm. Melcher
Uriah Blaisdale
Calvin Piper
Charles White
Elijah Hoyt
Josiah Varney
J. E. Edwards
Jessee Parmer
Dunn
John C. Turner
Eli D. Sanderson
Charles Heath
Thomas Britton
Moses Tucker
Erwick Joy
Charles Hatch
Charles Craft
Thom's N. Woodward
Thadeus Townsend
Geo. W. Goodnow
David Barbie
James Dennison
William Rodgers
Jno. W. Ballard
William Cowin, Jr.
John Lorey
Alpheus Foss
George Aspinwall
Damon
Richardson
Hart
George Fullock
Joseph Wild
Ephriam A. Ranny
Ayers
A. Withington
Geo. Patten
Harrison Fay
James Pierce
Sawyer Houghton
Hugh R. Kendall
Joseph Furgerson
Elijah Hersey
Thomas Horn
Amos A. Smith
Nath'l Brackett
James S. Amory
Nath'l Brackett
Wm. Springer
Wm. W. Clement
Stephen Perkins
Wm. R. Lawrence
A. W. Goddard
Alvin Loker
William Hyde
Hiram R. Bean
Simon W. Clifford
Caleb Craft, Jr.
Wilson J. Welch
Theophilus Dame

OTIS WITHINGTON,
Town Clerk.

JUNE 27th, 1844.

William C. Aspinwall, a person who has long been supported by the Town, having had some four or five Hundred Dollars worth of property left to him, has this day presented to the Town the sum of Three Hundred and Sixty Dollars for the Town's use and benefit.

OTIS WITHINGTON, *Town Clerk.*

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To Elisha Stone, one of the Constables of the town of Brookline, GREETING:

In the name of the commonwealth of Massachusetts you are hereby directed & required to notify *all* the inhabitants of the town of Brookline qualified to Vote in Elections (by leaving a printed notice at the residence of each voter) to meet at Lyceum Hall in said town, on Monday the Eleventh day of November next, it being the second Monday in said Month, at one o'clock in the afternoon, at which time and place the polls will be opened—first to determine by vote whether the town will send a Representative to the next General Court; Second to bring in their votes to the Selectmen for Governor & Lieutenant-Governor of the Commonwealth, Three Senators for Norfolk County, for a Representative to Congress for the Eighth District, Electors of President & Vice-President of the United States, and for a Representative to the next General Court, if the town so determine, all the above named officers to be voted for on one ballot.

Hereof fail not and make due return of this warrant with your doings thereon to the selectmen at the time and place of meeting as aforesaid.

Given under our hands and seals this Twenty-fifth day of October, in the year of our Lord one thousand eight hundred and forty-four.

DANIEL SANDERSON, [L.S.]
DAVID COOLIDGE, [L.S.] } *Selectmen of Brookline.*
THOMAS GRIGGS, [L.S.]

NORFOLK, ss. BROOKLINE, November 6th, 1844.

By this Virtue of the within warrant I have notified & warned the within named persons to appear at the time & place for the purposes within mentioned.

ELISHA STONE, { *Constable of Brookline.*

A true Copy.

Attest: OTIS WITHINGTON, *Town Clerk.*

COMMONWEALTH OF MASSACHUSETTS.

At a legal Meeting of the Inhabitants of the town of Brookline, in the County of Norfolk and Commonwealth of Massachusetts, qualified by the Constitution to vote for Governor and Lieutenant-Governor, holden on the eleventh day of November, being the second Monday of said month, in the year of our Lord one thousand eight hundred and forty-four, for the purpose of giving in their votes for Governor and Lieutenant-Governor of said Commonwealth, the whole number of persons who gave in their votes was ascertained as is directed in the Revised Statutes (Chapt. 4, Sec. B.), by counting the whole number of separate ballots given in, and the whole number of ballots was Two hundred and forty-three.

And the whole number of votes given in for Governor were sorted, counted and recorded, and declaration thereof made as by the Constitution is directed, and said votes were for the following persons:

Viz:

For Governor:

George N. Briggs, one hundred and fifty-seven.
George Bancroft, Eighty-five.
Samuel E. Sewall, one.

At the same meeting the following separate ballots were given in.

Whole number Two hundred and forty-three.

For Lieutenant-Governor.	John Reed,	One hundred and fifty-seven.
	Henry H. Childs,	Eighty-five.
	William Jackson,	One.

Senators from Norfolk County:

Whole number Two hundred and forty-two.

Benjamin F. Copeland of Roxbury,	one hundred and fifty-six.
Luther Metcalf of Medway,	One hundred and fifty-six.
Joseph Richards of Braintree,	One hundred and fifty-six.
Edgar R. Whitaker of Needham,	Eighty-five.
Henry Hobart of Foxboro,	Eighty-five.
Jesse Pierce of Stoughton,	Eighty-five.
Willis Fisher of Franklin,	One.
Martin Torrey of Foxboro,	one.
John Gulliver of Roxbury,	one.

Representative to Congress, District No. 8:

Whole number Two hundred and forty-four.

John Quincy Adams of Quincy,	one hundred and fifty-seven.
Isaac H. Wright of Roxbury,	Eighty-four.
Appleton Howe of Weymouth,	Three.

Representative to General Court:

Whole number Two hundred and forty-one.

Thomas Kendall,	one hundred and fifty-three.
James Bartlett,	Eighty-four.
Charles Stearns, Jr.,	One.
Daniel Sanderson,	One.
Mr. Horn,	One.
A. W. Goddard,	One.

Electors of President & Vice-President of United States:

Electors at Large. Whole No. Two hundred & forty-five.

Abbott Lawrence of Boston,	one hundred & fifty-six.
Lewis Strong of Northhampton,	One hundred & fifty-six.
Gayton P. Osgood of Andover,	Eighty-five.
Samuel C. Allen of Northfield,	Eighty-five.
Joel Hayden of Williamsburg,	four.
John G. Whittier of Amesbury,	four.

District Electors:

No. 1.	156	Nathan Appleton of Boston,	one hundred & fifty-six.
	85	Charles G. Greene of Boston,	Eighty-five.
	3	Timothy Gilbert, Boston,	Three.
No. 2.	156	John Perry Allen of Manchester,	one hundred & fifty-six.
	85	Ebenezer H. Stacey of Gloucester,	Eighty-five.
	3	Nathan D. Chase, Lynn,	Three.
No. 3.	156	Homer Bartlett of Lowell,	One hundred and fifty-six.
	85	Hiram Plummer of Haverhill,	Eighty-five.
	3	Willard Brown, Lowell,	Three.
No. 4.	156	Abraham R. Thompson of Charlestown,	One hundred & fifty-six.
	85	Charles Thompson of Charlestown,	Eighty-five.
	3	John Fletcher, Acton,	Three.
No. 5.	156	Charles Allen of Worcester,	One hundred & fifty-six.
	85	J. S. C. Knowlton of Worcester,	Eighty-five.
	3	Phineas Crandall, Worcester,	Three.

No. 6.	156	William B. Calhoun of Springfield, One hun. & fifty-six.
	85	H. G. Newcomb of Greenfield, Eighty-five.
	3	John Dickinson, Jr., Amherst, Three.
No. 7.	156	Chauncy B. Rising of Worthington, One hundred & fifty-six.
	85	Orin Sage of Blandford, Eighty-five.
	3	Edward Laselle, Williamstown, Three.
No. 8.	156	Elijah Vose of Dorchester, One hundred & fifty-six.
	85	Artemas Brown of Medway, Eighty-five.
	3	Jesse Wheaton, Dedham, Three.
No. 9.	156	William Baylies of West Bridgewater, One hundred and
	85	Peter H. Pierce of Middleboro, Eighty-five. [fifty-six.
	3	Laban M. Wheaton, Norton, Three.
No. 10.	156	Seth Crowell of Dennis, One hundred & fifty-six.
	85	John M. Shaw of Nantucket, Eighty-five.
	3	Gilbert Richmond, New Bedford, Three.

Voted, To close the Poll at 5 minutes past three o'clock.

Attest: Otis Withington, *Town Clerk.*

BROOKLINE AND BRIGHTON LINE.

We the Subscribers, Selectmen of the Towns of Brookline and Brighton, being authorized as the law directs met on the 18th day of November, A. D. 1844, and proceeded to perambulate the Town lines between Brookline and Brighton as follows, Viz.: beginning at Smelt Brook where it empties into Charles River thence by said brook to where it intersects the Western Avenue, thence to a Stone Monument Marked BB by the edge of the swamp near the high land about thirty rods from the house occupied by Heirs of Bela Greenwood, thence to a stone Marked ℰB set in the land belonging to David Morrison near the end of an old wall, thence to a Stone Monument marked BB on the Southerly Side of the great road, thence to a stone marked ℰB set in the ground of Isaac Dearborn opposite the land of heirs of Jonathan Livermore; thence to a Stone Monument marked BB on the great road at the corner of the late Jon'r Livermore's land, thence to a stone marked ℰB set in the ground of Timothy Corey opposite Horace Pierce's land, thence to a stone marked BB set in the wall at the corner of James Dana and Timothy Corey's land, thence to a stone set in the wall marked BB on the Westerly Side of the road nearly opposite Joseph White's house—from thence to a Stone Monument set in the ground of John Kingsbury's meadow marked NBB which forms the corner bounds between Newton, Brookline and Brighton.

Daniel Sanderson, } *Selectmen* Zebina L. Raymond, } *Selectmen*
Thomas Griggs, } *of Brookline.* Reuben Hunting, } *of Brighton.*

Otis Withington, *Town Clerk.*

A true copy. Attest:

Otis Withington, *Town Clerk.*

We the Subscribers, in behalf of the Towns of Newton and Brookline hereby certify that on this 18th day of November, 1844, we have perambulated the lines between said towns and find the several bounds and Monuments as follows, Viz.: Beginning at Brookline we find, 1st, A Stone Monument marked R.B.N. near the westerly edge of Troublesome Swamp which markes the corner bounds between Roxbury, Newton and Brookline. 2d, Thence to a heap of Stones on a large rock in Caleb Crafts pasture marked N.B. 3d, Thence to a stone in the wall on the south side of the road near the Saw Mill Marked NB. 4th, Thence to a Stone Monument Marked NB in the highway opposite the last bound. 5th, Thence to a Stone Marked NB by the land of T. Hyde. 6th, Thence to a Stone Monument Marked NB in Stake Meadow about twelve rods from the last mentioned bound which makes a corner. 7th, Thence to a Stone Marked NB on the corner of the wall near Stake Meadow. 8th, Thence to a Stone Marked NB in the wall by land of Capt. Clarks. 9th, Thence to a Stone Marked NB in a wall on the Northerly side of the road near the cellar where formerly stood the house of A. Hyde. 10th, Thence to a stone Monument Marked N.B. on the South side of Worcester Turnpike. 11th, Thence to a Stone marked N. B. in the wall on the west side of the road by land of Mr. Sheaf. 12th, Thence to an abutment stone at the corner of the wall marked NB in the land of Joseph Lee. 13th, Thence to a large rock marked N.B. in a swail. 14th, Thence to a stone marked N.B. on the end of an old wall. 15th, Thence to a stone marked N.B. on the wall at the end of the old lane. 16th, Thence to a Stone Monument in John Kingsbury's meadow marked N.B.B. which forms the corner bounds between Newton, Brookline, and Brighton, all of [which] bounds we have agreed to.

DANIEL SANDERSON,
THOMAS GRIGGS,
OTIS WITHINGTON,
} *Agents for Brookline.*

GEORGE HYDE,
ADOLPHUS SMITH,
ISAAC HAGAR,
} *Agents for Newton.*

A true copy. Attest: OTIS WITHINGTON, *Town Clerk.*

ROXBURY AND BROOKLINE LINE.

Be it remembered, that on the 15th day of October, 1844, We the Subscribers, being authorized as the Law directs, met and preceeded to perambulate the Boundary Line, between the Towns of Roxbury and Brookline, Viz.: Beginning at the point in the full Basin where the Bounds of Boston, Roxbury and Brookline meet, from thence continuing the Channel of Muddy River at the junction thereof with a Brook running between Roxbury and Brookline across the Mill Dam Road and Post there set, and running Southerly & Westerly by the centre of said Muddy Brook, through the estate of Henry S. Ward, thence following the centre of said Brook through the Land of Samuel Wyman, until it meets a Stone Wall dividing said Wyman's Land from the Land of Joseph Curtiss, thence following said wall nearly in a northwesterly direction until it meets the present line of division between Roxbury & Brookline. Thence to a large Stone marked RB lying in the Wall or fence between the lands of Thomas Lee and Joseph Curtis. From thence to a Stone Monument marked RB on Perkins street. Thence to a Stone set in the ground on

the Hill in Capt. Cook's land, from thence to a white Oak Tree standing in the wall between the Land of Mrs. White and Joseph Goddard's Land Marked R.B. Thence by said wall to a Stone Monument marked R.B. standing in Land of B. Lincoln. Thence to a Monument marked R.B. at the corner of Alvin Loker's Lane. Thence to a Stone marked R.B. lying on the Wall on the East side of the end of Loker's Lane. From thence to a Stone marked R.B. lying on a large Rock in the Wall between the Land of Willard A. Humphry's and Land belonging to Charles Stearns, Jun. From thence to a Stone Monument marked R.B. at the corner of the Wall between the late William Baker & Mr. Woodward's. From thence to a large Stone marked R.B. in A. D. Weld's meadow. Thence to a rock marked R.B. and a heap of Stones in A. D. Weld's Pasture. Thence to a large Stone on the Rock in Land of Mr. Billings marked R.B. Thence to a White Oak Tree marked R.B. standing in the Wall. Thence across the Swamp to its Westerly edge to a Stone Monument marked R.N.B. which forms the corner Bounds between Roxbury, Newton and Brookline Line. All which Bounds we have agreed to and renewed, the day and year before mentioned.

JOSHUA SEAVER,
NATH'L S. PRENTISS,
JOSEPH W. DUDLEY, } *Agents for Roxbury.*

DANIEL COOLIDGE,
THOMAS GRIGGS,
CHARLES STEARNS, JR.,
OTIS WITHINGTON, } *Agents for Brookline.*

A true Copy.

Attest: OTIS WITHINGTON, *Town Clerk.*

WARRANT FOR JANUARY MEETING.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. BROOKLINE.

To Elisha Stone, one of the Constable of the Town of Brookline, GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of said town, qualified to vote in Elections, by leaving a printed notice at the residence of each voter, to meet at "Lyceum Hall" in said town, on Monday the Twenty-Seventh inst., at One O'clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator to preside at said meeting.

Second. To act upon an Order of Notice from the General Court, upon the Petition of Sidney Willard & others, praying to be allowed the use of the "Flats" lying on the westerly side of the Mill Dam.

Third. To Act upon an Order of Notice from the General Court upon the Petition of the "Inhabitants of the City of Boston" having reference to conveying water through the town of Brookline in Aqueducts, for the supply of the City.

Fourth. To hear and Act upon the Petition of Charles Stearns, Jr., James Robinson & Benjamin B. Davis, praying to be indemnified for the expense of defending an action, brought by Joshua W. Blanchard, to recover damages for having his name excluded from the list of Voters by the said petitioners while in the honest and faithful discharge of their duty as Selectmen in the year 1840—And to grant and appropriate money for the same if the town so determine.

Fifth. To hear and Act upon the Petition of Joshua W. Blanchard praying to be indemnified for the expense attending the prosecution of his claim for damages for being deprived of a right to vote in the year 1840.

Sixth. To see if the town will make any alteration in the highway districts, and make a new apportionment of the appropriation for highways.

Seventh. To determine in what manner the Maps of the town shall be disposed of when ready for delivery.

Eighth. To revise the Jury box.

Hereof fail not, and make due return of your doings with this warrant, at the time and place of meeting, as above.

Given under our hands and seals this Twentieth day of January, Eighteen hundred and forty-five.

DANIEL SANDERSON, [L.S.]
DAVID COOLIDGE, [L.S.]
THOMAS GRIGGS, [L.S.]
} *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, Jan. 25th, 1845.

By virtue of the within warrant I have notified and warned the within named persons to appear at the time and place and for the purposes within mentioned.

ELISHA STONE, *Constable of Brookline.*

A true Copy.

Attest: OTIS WITHINGTON, *Town Clerk.*

Agreeably to the foregoing warrant a meeting was held at Lyceum Hall, January 27th, 1845. Capt. Daniel Sanderson was chosen Moderator.

An order of Notice from the General Court upon the Petition of Sidney Willard and others praying to be allowed

to use the "flats" lying on the Westerly side of the Mill Dam, was read.

Voted that the same be laid on the table.

An Order of Notice from the General Court upon the petition of the "Inhabitants of the City of Boston" having reference to conveying Water through the town of Brookline in Aqueducts for the supply of the City.

Voted to lay it upon the table.

The following Report was read and accepted by Vote:

REPORT OF COMMITTEE ON SELECTMEN'S CASE.

The Committee, Appointed in Nov., 1842, to consider and report upon certain expenses incurred in the defence of a prosecution by J. W. Blanchard, of the former board of Selectmen for an official act in 1840, would now report,—That in consequence of a new trial having been granted by the Supreme Court, the subject has not been brought before your committee until the present winter. And considering that the said board of Selectmen had not yet presented to the Town any petition for indemnity, which seems to your committee a necessary preliminary to any action on the part of the Town upon the subject; and considering also that a large portion of the expenses of said defence has been incured since our appointment, your committee did not feel properly authorized to take the subject into consideration, and consequently declined entering upon it. We therefore request a discharge from our appointment.

BROOKLINE, Jan'y 27th, 1845.

SAMUEL PHILBRICK,
JAMES BARTLETT, } *Committee.*

The following Petition was read:

PETITION OF SELECTMEN.

To the Inhabitants of the Town of Brookline in Town Meeting Assembled:

Respectfully represent the subscribers: That in 1840 they were duly chosen & faithfully served the Town in the capacity of Selectmen during that year, and that the responsibilities & labor of that station were greatly increased in that year by reason of the severely contested elections which then took place.

That Mr. Joshua W. Blanchard claimed the right to have his name placed upon the list of voters of the Town, & to vote at all the elections for Town, State, & United States Officers. And that his claims were strenuously opposed by a large number of the voters of said Town.

And, that your petitioners were threatened with prosecution on the one side if his claims were refused, & on the other side, if they were allowed. That we honestly & impartially endeavored to collect all the material facts in the case; and that we might not do injustice to any, but strictly conform to the rules of law prescribed in such cases, we submitted all the facts, thus by us collected, to one of the most eminent Jurists in Boston, the Hon. Samuel Hubbard, now one of the Justices of the

Supreme Judicial Court, for his opinion thereon—and that he advised your petitioners that said Blanchard was not then entitled to vote in said Brookline. And that relying upon the correctness of said opinion, we refused to enter said Blanchard's name upon the list of voters for that year, & also refused to receive his vote when offered. That said Blanchard thereafter brought his action against your petitioners for such refusal. And we were obliged to employ counsel learned in the law to aid us in making a defence against said suit.

That on the first trial thereof the Jury did not agree upon a verdict, and a second trial was had, resulting in a verdict in favor of the Plaintiff, said Blanchard. That exceptions in points of law were taken to the rulings of the presiding Judge, which were deemed erroneous by our counsel, and were argued before the full Bench of the Supreme Court; for the purpose of correcting the said errors, as well as to obtain the opinion of the full Bench of Judges of the Supreme Court in the case, that a Precedent might be established for all time to come, which was considered to be of great importance both to *our* community and the public. But much to the surprise and regret of your petitioners a new trial was ordered by the Supreme Court by reason of the said errors of the presiding Judge. That your petitioners were thus again compelled to suffer the perplexities of another trial, being the 3d Jury trial; and the Jury on this trial returned a verdict in favor of said Blanchard, awarding him 150 dollars damages, for which a judgment was rendered, & also for costs of Court amounting to *$328.60*—and in addition to said sums, your petitioners have been obliged to expend a further sum of $578.16 in counsel fees, fees of witnesses & other necessary expenses attending said trials, making a total expenditure of $1056.76, exclusive of our own time and services & personal expenses which have been to a *very considerable* amount, but of which we have kept no account. And your petitioners would further show, that they consider it *reasonable, just and lawful* that officers of the Town should be indemnified for all expenses incurred in consequence of an honest and faithful discharge of their official duty,—and that it is neither *just, nor reasonable, nor equitable,* that they should be personally held to respond from their own funds for any damages recovered against them; or for expenses imposed upon them for acting officially according to their honest convictions of duty; altho' they may err in judgment in regard to the legal rights of parties interested,—and still less reasonable is it, when they take unusual pains to inform themselves, and act in conformity to the advice of counsel, eminent for ability & learning.

Wherefore your petitioners pray that the said inhabitants of Brookline would grant them the payment from the Treasury of the Town of the above named sum of one thousand & fifty-six dollars & 76 cts., to reimburse them for expenses necessarily incurred as aforesaid.

And in duty bound will ever pray.

Brookline, Jan'y 1st, 1845.

Charles Stearns, Jr.,
James Robinson,
B. B. Davis.

Voted, That the prayer of the petitioners be granted.

Joshua W. Blanchard presented the following petition, whereupon it was—

Voted, That Samuel Goddard, George Babcock & D. R. Griggs be appointed to obtain the written opinion of able counsel upon the legality of granting the prayer of this petition, and also that of the former board of Selectmen, and make report to the annual meeting in March next.

PETITION OF JOSHUA W. BLANCHARD.

To the inhabitants of the Town of Brookline in the County of Norfolk & Commonwealth of Massachusetts, GREETING:

The petition of Joshua W. Blanchard of said Brookline respectfully represents that at the fall election of eighteen hundred and forty being qualified by law to vote at said election, he did present himself before Charles Stearns, Jr., James Robinson and Benj'n B. Davis, then the acting Selectmen of said Town, expressing his desire to vote at said election, but that the said Selectmen did then & there refuse to let your petitioner vote, notwithstanding he offered to show said selectmen abundance of proof that he was a legal voter and entitled thereby to vote, and enough of good evidence to that effect to satisfy any reasonable man of his right so to vote, and said Selectmen asserted and proclaimed then and there that your petitioner was not by law entitled to vote, and that in attempting to vote he was attempting to do an illegal & unlawful act.

Whereby your petitioner was greatly injured in his good name, fame and reputation, and was compelled to assert and maintain his rights and reputation by commencing a suit at law against said Selectmen, and in commencing & prosecuting his said suit against said Selectmen, he was unnecessarily by said Selectmen put to a great deal of trouble and expense in employing counsel, in the taking of depositions, obtaining witnesses, and divers other expenses & charges by reason of said Selectmen continuing said suit from term to term & from one court to another until your petitioner recovered judgement against said Selectmen for $150 dollars damage and $303.80 cost, in all $453.80, which last named sum of $453.80 was all that was ever received or to be received of said Selectmen in said suit.

Your petitioner further represents that he has paid out in prosecuting said suit for witnesses' Depositions and Court fees the said sum of $303.80, & that he has also paid B. F. Hallet, Esqr., for Attorny fees in said suit $263.05, & that he has also paid out in cash to witnesses & in going after witnesses in said suit, & which could not be taxed in the legal cost by the court, $111.00. Making in all the expenses $677.85, and making the balance of cost paid out by your petitioner in said suit, over and above the amount of receipts, of $224.05.

Wherefore your petitioner prays that he may be indemnified and paid by said town the $224.05, the same being the amount of expenditures above the receipts in said suit.

JOSHUA W. BLANCHARD.

Voted, That Marshal Stearns, Thomas Griggs, Samuel Philbrick, Royal McIntosh, Daniel Sanderson, George W. Goldsmith, Thomas N. Woodward, John W. Warren, Hugh M. Sanborn, & Simon Warren be a Committee to take into consideration the subject of making any alteration in the highway districts and apportioning the money raised to the same, and report at March meeting.

Voted, That the committee on the Town Map procure three hundred copies of the Map.

Voted, That the Map be furnished to individuals for fifty cents each.

The following persons were recommended by the Selectmen for the Jury Box, and were adopted by Vote:

When drawn.		
April 14th,	1845.	Samuel Goddard.
April 17,	1847.	Abijah W. Goddard.
Mar. 1,	1847.	Samuel Philbrick.
September 7,	1846.	Marshal Stearns.
Mar. 6th,	1843.	
Dec. 19th,	1842.	Daniel Sanderson.
Dec. 10,	1846.	
Mar. 6,	1843.	Otis Withington.
Jan. 27,	1845.	Simon Warren.
March 6th,	1843.	James Robinson.
March 6,	1843.	Moses Withington.
April 6,	1846.	
		Isaac Dearborn.
Dec. 8th,	1845.	David S. Coolidge.
March 10th,	1845.	Charles Stearns, Jr.
Jan. 30,	1847.	John Kenrick.
Mar. 1,	1847.	Samuel Craft.
April 17,	1847.	Thomas Griggs.
Feb. 3,	1848.	William J. Griggs.
April 14th,	1845.	Samuel A. Robinson.
Dec. 6,	1847.	James Bartlett.
Sept. 6,	1847.	Benj'n B. Davis.
Sept. 8th,	1845.	Seth T. Thayer.
April 14th,	1845.	David R. Griggs.
October 13,	1845.	John Heath.
Mar. 1,	1847.	Oliver Whyte.
		Jesse Bird.
Feb. 2,	1846.	Samuel Clark.
April 6,	1846.	Artemas Newell.
April 14th,	1845.	Clark L. Haynes.
March 10th,	1845.	Willard A. Humphrey.

Adjourned *Sine die*.

OTIS WITHINGTON, *Town Clerk.*

WARRANT FOR MARCH MEETING.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To Elisha Stone, one of the Constables of the Town of Brookline, GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the town of Brookline, qualified to vote in Elections, by leaving a printed Notice at the residence of each voter, to meet at Lyceum Hall in said town, on Monday, the third day of March next, at one o'clock in the afternoon, at which time and place the polls will be opened for the following purposes, Viz.:

1st. To chose a Moderator to preside at said Meeting.

2d. To choose all necessary town officers for the ensuing year.

3d. To hear the reports of any Committees that are prepared to report, and act thereon.

4th. To bring in their votes for County Treasurer.

5th. To bring in their votes for a Special Commissioner for the County of Norfolk, to supply the vacancy occasioned by the death of Benjamin P. Williams, Esqr.

6th. To hear and act upon the report of the Committee who were appointed to take into consideration the subject of purchasing a Poor House and Farm.

7th. To see if the town will make an appropriation for a new Suction Hose, and for some other improvements upon the Fire Engine, and for a Bell for the Engine House, and also to make an appropriation to defray the current expenses of the Engine Company for the ensuing year.

8th. To see if the town will appoint a Committee and empower them to take legal advice upon the subject of the Wood-lot which was conveyed to the town in the year 1759 "*for the use of the minister or ministers*" of said town, in order that the rights of the several Parishes in the town to the benefit of said lot and its proceeds may be permanently established.

9th. To act upon the request of Nathaniel Pulsifer, in relation to levelling Boylston Street where it crosses "*Bradley's Hill.*"

10th. To see if the town will grant to the Harvard Congregational Society a lot in the Cemetary.

11th. To grant and appropriate such sums of money as may be necessary to defray the expenses of the Town for the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of meeting as aforesaid.

Given under our hands and seals this seventeenth day of February, in the year of Our Lord One Thousand Eight Hundred and Forty-Five.

DANIEL SANDERSON, [L.S.]
DAVID COOLIDGE, [L.S.]
THOMAS GRIGGS, [L.S.]
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, Feb. 28th, 1845.

By virtue of the within warrant I have notified and warned the within named persons to appear at the time and place for the purposes within mentioned. ELISHA STONE, *Constable.*

A true Copy.
Attest: OTIS WITHINGTON, *Town Clerk.*

The Annual meeting of the town was accordingly held at Lyceum Hall, March 3d, 1845.

The meeting was opened with prayer by Rev. Dr. Pierce.

After reading the foregoing warrant, Capt. Daniel Sanderson was unanimously chosen Moderator.

Otis Withington was unanimously re-elected Town Clerk, and sworn by the Moderator.

Voted, To choose three Selectmen.

The following were chosen—

Selectmen.	Daniel Sanderson,	51 Votes.
	Marshal Stearns,	50 "
	James Bartlett,	65 "

Voted, To choose three Assessors.

The following were chosen—

Assessors.	Charles Stearns, Jr.,	78 votes.
	Isaac Cook,	78 "
	Jesse Bird,	45 "

Voted, That the Treasurer and Collector be united in one person.

Treasurer and Collector.	Artemas Newell was	81 V.
	chosen to these offices	81 V.

Voted, To choose three General School Committee.

The Report of the Gen. School Com. was read and accepted—see Report.

Voted, That this report be printed, and a Copy furnished to every family in the town.

The following gentlemen were re-elected—

General School Committee.	Rev. John Pierce, D. D.,	106	Votes,
	" Wm. H. Shailer,	106.	"
	Samuel Philbrick, Esqr.,	62	"

The following were chosen as Prudential School Committee:

Prudential Committee.	Charles Stearns, Jr.,	North district.
	Hugh M. Sanborn,	South "
	Caleb Craft,	South West district.

REPORT OF COMMITTEE ON HIGHWAY DISTRICTS.

The committee appointed by the Inhabitants of Brookline to revise the former division of the Town into highway districts, and also the apportionment of money to each division, having attended to that business, have concluded to propose for the adoption of the Town the following division and apportionment, Viz.:

The First district, to include the whole of Harvard and School Streets, and that part of Cypress Street which lies between Washington and Boylston streets, to be called *Harvard Street district*, shall be entitled to receive of the moneys raised, 11 per ct.

The Second district, to include the whole of Washington Street, and called *Washington Street district*, shall receive 18 per ct.

The Third district to include the whole of Walnut street, and that part of Cypress St. which lies between Walnut & Boylston streets, to be called *Walnut Street district*, to have 7 per ct.

The 4th district to include the whole of Warren & Cottage streets, and called *Warren Street district*, shall receive 11 per ct.

The 5th district, to include the whole of Heath and Cross Streets, and called *Heath Street district*, shall receive 12 per ct.

The 6th district, to include the whole of Clyde Street, and that part of Newton Street which lies between Clyde Street and Roxbury line, and called *Clyde Street district*, shall receive 6 per ct.

The 7th district, to include that part of Newton Street which lies between Clyde Street and Newton line, and the whole of South Street, and called *Newton Street district*, to receive 10 per ct.

The 8th district, to include that part of Boylston Street which lies between Brighton Street and Newton line, and called *Boylston Street Western district*, to receive 9 per ct.

The 9th district, to include the whole of Brighton Street, and called *Brighton Street district*, to receive 4 per cent.

The 10th district, to include that part of Boylston Street which lies between Brighton & Washington Streets, and called *Boylston Street Eastern district,* to receive 12 per cent.

Making a total of One hundred per cent.

The prices heretofore charged by the several highway surveyors for labor on the roads having been attended with a variation of fifty per cent, your Committee deem it important that provision should be made requiring uniformity of charge throughout the Town, and to effect this purpose they would recommend the adoption of the following resolution by the Town:

Resolved, That from and after this time the several highway surveyors in this town may be allowed for labour performed on the road the following prices, Viz.: For an able bodied man, One dollar & 25 cents per day, and the same price for a yoke of oxen and cart—and for a horse and cart, One dollar per day—and that no higher charges be allowed by the Selectmen in their settlement of the surveyor's accounts.

All which is submitted.

For the committee,

MARSHAL STEARNS, *Chairman.*

BROOKLINE, Feb., 1845.

Voted, To accept the report and resolve.

Voted, That not less than ten hours be considered a day's work on the road.

Surveyors of Highways:

			Per ct.
1st.	Charles Stearns, Jr.,	Harvard Street district.	11
2d.	James Bartlett,	Washington " "	18
3d.	Jesse Bird,	Walnut " "	7
4th.	John W. Warren,	Warren " "	11
5th.	Thomas C. Quimby,	Heath " "	12
6th.	Alvin Loker,	Clyde " "	6
7th.	Caleb Craft, Jr.,	Newton " "	10
8th.	Simon Warren,	Boylston " Western district.	9
9th.	Daniel Sanderson,	Brighton " "	4
10.	Hugh M. Sanborn,	Brighton " Eastern "	12
			100

Fire Wards. { George Stoddard. / Seth T. Thayer.

Fence Viewers. { Caleb Clark. / John Gibbs.

Pound Keeper, John Haulahan.

Constables. { Elisha Stone. / A. H. Clapp.

Voted, To choose ten Field drivers.

The following were chosen:

Field Drivers. { Samuel A. Walker, William J. Griggs, James Robinson, Clark L. Haynes, Thomas C. Quimby, George Stoddard, Charles Coolidge, Jerathmeel Davenport, Samuel Clark, Simon Warren.

Voted, To choose three as committee on Town Ac'ts.

The following were chosen:

Com. on Town Accounts. { Charles Wild, Elijah Corey, Abijah W. Goddard.

Cemetery Com's. report was read, accepted & adopted—See report.

Voted, To choose three as Cemetery Com., by ballot.

The following were chosen:

Cemetery Committee. { Jesse Bird, Hugh M. Sanborn, James Bartlett.

There were Seventy-three Votes given in for County Treasurer, and John Bullard had Seventy-three.

There were Fifty-seven Votes given in for Special Commissioner, and were for the following:

Special Commissioners. { Nathan Jones of Medway had fifty-five votes. Artemas Newell of Brookline had one " Daniel P. Jones of Medway had one "

Surveyors of Wood and Lumber. { Jeremiah Lyon. Elisha Stone.

Voted not to choose Tythingmen.

Voted, That the Town Treasurer's report be defered untill an adjournment of this meeting.

The following report of the Building Com. was read, accepted, and adopted by Vote:

BUILDING COM'S. REPORT.

The Committee for building the Town Hall would now report, That since closing the contract with James Bartlett for a lot of land, they have caused the removal of a sufficient quantity of gravel from the bank

to give room for the building and cellar free of charge to the town, and have contracted with Mr. Grenville Fuller of Brighton to provide materials, erect and complete a building 70 ft. by 38 ft., with projecting pilastors in front, a basement story to contain three rooms, with a hall and Committee room in the 2d story. The cellar wall is now laid, and the contractor has given bonds to complete the building to the satisfaction of your committee by the 1st of Sept. next.

The expense of building an Engine house seperate from the hall building having exceeded the estimated amount, and the dimension of the hall having been enlarged by the addition of a gallery over the entry, there will be some deficiency in the amt. of money granted by the Town for the completion of the building, as will be shown by the following statement:

Paid James Bartlett for land, as per vote of the Town .	935 82
Cost of Engine house & land, as per Selectmen acct. . .	765 59
Paid Architects for drawings	104 50
Amt. of contract with G. Fuller for completing the building	5245 00
Making a total for both lots & both buildings of . .	7050 91
The grants made by the Town for the above purposes at their meetings in Jan. & March, 1844, amt. to . .	6509 54
Leaving a deficiency for completing the contract made by your com. of	$541 37

There will also be needed, if the Town should think it proper to make some improvements in front of the building, a further grant, estimated as follows:

For raising front wall	$100	
For covering the wall with hammered stone cap'g . .	250	
For 4 hammered stone posts at carriage entrances . .	50	
For 8 hammered stone steps at centre entrance . . .	120	
For setting posts, laying steps, levelling, gravel & loam, purchasing & setting trees, &c., &c.	238	63
	758	63
Which items, when added to the above deficiency make a total amt. wanted beyond the grants already made, of	$1300	00
By a vote of the Town in March last, the school fund was appropiated towards building the Hall, which amounted to	$4600	
And there was assessed in the taxes of last year for this purpose	500	
Making a total amount already provided	5100	
Which leaves a balance to be provided, if these improvements should be made, of	$2709	54

Your committee would therefore recommend that a further grant of 1300 dolls. be now made for the purposes above enumerated;—and that the Town Treasurer be authorized to borrow, when needed to meet the contracts of your committee, the sum of two thousand dollars, payable

at the pleasure of the Town; and that the balance of 709.54 be assessed in the taxes of the Town the present year.

All which is submitted.

For the Building Committee,

BROOKLINE, 3d March, 1845. S. PHILBRICK, *Chairman.*

REPORT OF COMMITTEE ON MAP OF TOWN.

The committee who were appointed to cause a survey of the town to be made and a Map of the same to be published, have attended to that duty and would now report. The committee, after making the necessary enquiry, and after consulting and by *advise* of the Selectmen, made an arrangement with Dea. Elijah F. Woodward of Newton, to complete the survey and make a drawing ready for the hands of the engraver, which was done at an expense (including the pay of his assistants) of ninety-five dollars 95 00

There was paid to the sub-committee for taking the census, ten dollars 10 00

Making the cost of the survey & drawing ready for the engraver 105 00

An agreement was made with Messrs. Morse & Tuttle of Boston to make a copper-plate engraving, to supply the plate and do the work in the best manner, the town to have the plate when completed, which will be within the present week, for two hundred 200

The cost of a ream of paper for the map 20

Striking off 350 copies, at a cost of labor & ink, 10 cts. each 35 00

Messrs. Allen & Co.'s bill for printing & binding 300 Books containing the surveyor's notes of distances, &c. . . 11 00

All of which survey, taking census, copper-plate engraving, 350 Maps of the town, and 300 books of notes, distances, &c., cost the sum of $371 00

Or just one dollar & six cents each map.

There has been paid from the Treasury for survey, &c. . 105 00

Leaving bills unpaid amounting to $266 00

Which due to Messrs. Morse & Tuttle, Allen & Co., & printer's bill & for paper, for which sum the committee ask for an appropriation.

The Maps will be ready for delivery within this month, in all probability.

All of which is respectfully submitted,

BROOKLINE, March 3d, 1845. A. NEWELL, JESSE BIRD, CHARLES WILD, } *Committee.*

The above named transaction by the committee in relation to a survey and Map of the town, were in accordance with the advice and consent of the Selectmen, and hereby receive our approval.

BROOKLINE, March 3d, 1845. DANIEL SANDERSON, DAVID COOLIDGE, THOMAS GRIGGS, } *Selectmen of Brookline.*

Accepted and adopted by Vote.

Census of Brookline taken Oct. 7th, 1844, By order of the Selectmen :

Whole number of Inhabitants, 1682.
Viz. : . . Males 852
Females, 830

1682

Adjourned to Monday, March 10th, 1845, at Lyceum Hall, at 2 o'clock P. M.

OTIS WITHINGTON,
Town Clerk.

TOWN CLERK'S WARRANT TO TAKE THE OATH.

[L.S.] *To Elisha Stone, one of the Constables of the Town of Brookline,* GREETING :

The following is a list of those persons who were this day chosen into office, at a meeting of the inhabitants of said town, and of whom an oath is by law required, Viz. : Daniel Sanderson and James Bartlett as Selectmen and surveyors of highways, Marshal Stearns as Selectman, Charles Stearns Jr. and Jesse Bird as Assessors & surveyors of highways, Isaac Cook as assessor, Artemas Newell as Treasurer and collector, John W. Warren, Alvin Loker, Caleb Craft, Jr., & Hugh M. Sanborn as surveyors of highways, Thomas C. Quimby and Simon Warren as surveyors of highways and Field drivers, Samuel A. Walker, William J. Griggs, James Robinson, George Stoddard, Charles Coolidge, Jerathmeel Davenport, and Samuel Clark, as Field Drivers, Caleb Clark and John Gibbs, as Fence Viewers, John Haulahan as Pound keeper ; Elisha Stone & A. H. Clapp as constables, Jeremiah Lyon and Elisha Stone as surveyors of Wood and Lumber.

You are hereby required in the name of the Commonwealth of Massachusetts, within three days from the date hereof to notify and summon each of the said persons to appear before me within seven days from the date you shall give such notice, to take the Oath by law prescribed to the offices unto which they are respectively chosen.

Hereof fail not, and make return of this warrant, with your doings thereon, within ten days from the date hereof.

Given under my hand and seal this third day of March, A. D. 1845.

OTIS WITHINGTON, *Town Clerk.*

NORFOLK, ss. BROOKLINE, March 8th, 1845.

By virtue of this warrant I have notified the within named persons as within directed.

ELISHA STONE,
Constable.

NORFOLK, ss. BROOKLINE, March 3d, 1845.

Then personally appeared and took the Oath prescribed by law to the offices to which they had been respectively chosen, the following persons on the day of the date set against their names:

1845.	
March 3d.	Clark L. Haynes, as Field driver.
8.	Elisha Stone, as Constable and surveyor of Wood & Lumber.
10.	A. H. Clapp, as Constable.
"	Daniel Sanderson, as Selectman and Surveyor of highways.
"	James Bartlett, as Selectman and Surveyor of highways.
"	Marshall Stearns as Selectman.
"	Artemas Newell, as Treasurer and Collector.
"	Charles Stearns, Jr., as survyor of highways.
"	Thomas C. Quimby, as surveyor of highways & Field driver.
"	Caleb Craft, Jr., as surveyor of highways.
"	Samuel A. Walker, as Field driver.
"	James Robinson, as Field driver.
"	George Stoddard, as Field driver.
12.	Charles Smith, as Pound keeper.
14.	Hugh M. Sanborn, as surveyor of Highways.
24.	Jesse Bird, as assessor and surveyor of highways.
25.	Simon Warren, as surveyor of highways and Field driver.
27.	Isaac Cook, as Assessor.
April 12.	John W. Warren, as surveyor of highways.
17.	Alvin Loker, as surveyor of highways.
"	Charles L. Haynes, as Fence Viewer.
May 2d.	Charles Stearns, Jr., as Assessor.
Nov. 28th.	Caleb Clark, as Fence Viewer.

Attest: OTIS WITHINGTON,
Town Clerk.

An adjourned meeting from March 3d was held at Lyceum Hall March 10th, 1845.

Daniel Sanderson in the chair.

Voted to proceed to business.

Voted, by poling the house, 38 to 36, That the vote passed at our last meeting accepting & adopting the report of the Cemetery Committee, be now reconsidered.

Voted, by poling the house, 42 to 36, That the whole subject of the report and its consideration be indefinitely postponed.

The committee appointed to consult legal advice on the subject of indemnifying Charles Stearns, Jr., and others, presented their report as follows:

REPORT OF COMMITTEE ON SELECTMEN'S CASE.

The Committee appointed by the Town of Brookline to ascertain whether it has legal power to indemnify the Selectmen of said town for the expenses incurred by them in defending a suit at law instituted by Mr. Blanchard, and also whether it has legal powers to indemnify said Blanchard for such expenses as he may have been at *over* and *above* the amount of damages received by him have consulted the most eminent Counsel in the premises, and herewith enclose his opinion.

Committee { SAM'L GODDARD, GEO. BABCOCK, DAVID R. GRIGGS.

BROOKLINE, March 3d, 1845.

CASE.

"The selectmen of Brookline in their official capacity refused the insertion of a name on the list of voters in 1840; the person so refused commenced an action against them for damages in the Court of Common Pleas, but the Jury could not agree; another trial was had which resulted in a verdict for the plaintiff, by advice of defendant's counsel exceptions were filed to the charge of the Judge on points of law; the case was then argued before a full bench of Judges before the Supreme Judicial Court who ordered a new trial and the result was a verdict in favour of the plaintiff awarding damages $150, the cost thrown upon the defendants with other expenses amounting to upwards of a $1000."

Questions—Can the town legally grant money to indemnify the Selectmen for the expenses of defending the Suit?

Can the town legally grant money to indemnify the plaintiff for the expenses incured by him beyond the amount of damages received?

OPINION OF JOHN PICKERING ON SELECTMEN'S CASE.

I have considered the two questions proposed on behalf of the town of Brookline, in the case above stated; and I am of opinion—

1st. That the Town CAN legally grant money to indemnify the Selectmen for the expenses of defending the suit in question; and—

2ndly. That the Town CANNOT legally grant money to indemnify the Plaintiff for the expenses incured by him *beyond* the amount of damages received, that is, beyond the amount of the verdict & the legal costs, for which judgement was rendered & for which he may take out execution. As the questions raised in the case are of importance in relation to the practical administration of town affiairs, I have been requested to state the view I have taken of the subject; which I will now do, as fully as time will permit. The laws which authorize towns to raise money for public purposes are very general in their language; and it is not always an easy matter to determine what descriptions of expenses would be deemed to be within their legitimate intent. The present Statute, which is only a re-enactment of the former laws, authorizes towns "to grant "and vote such sums of money as they shall judge necessary for the fol- "lowing purposes, that is to say, for the support of town schools, for the "support and maintainance of the poor; for burial grounds; and for all "other necessary charges arising within the same town." This last clause of the statute "all other necessary charges" it will be observed, is extremely broard. It was, doubtless, so framed, because of the extreme difficulty of describing every case; and without the aid of decisions of the court it might be very difficult to prescribe limits to the authority which is apparently given to towns on this subject.

A reference to some of the adjudged cases will enable us to arrive at a construction, sufficiently exact for the ordinary practical administration of what are commonly termed the "prudential affairs" of the town.

The earliest case of importance and which has been a leading one, is that of Stetson *v.* Kempton & others; in 13th Massachusetts reports p. 272; decided in the year 1816, during the last war with Great Britain, in which the Court held, that towns could not, in time of war, raise money to give additional wages to the Militia & for other purposes of defence, this being an expense which did not come within the description of the "*other necessary charges*" intended by the law. The court in that case specify, to some extent, what kind of charges would come within the meaning of the law. In the case just cited the language of the late eminent chief Justice Parker in relation to this law is, in substance as follows, that the proper construction of the terms "*necessary charges*" must be, that, in addition to the money to be raised for the poor, schools, &c., towns might raise such sums as should be necessary to meet the ordinary expenses of the year; such as the payment of their municipal officers—*the support and defence of actions at law*, the making and repairing of highways and town roads—the erection of public buildings for the accommodation of the inhabitants, such as town houses, market houses, &c,; and then the learned Judge refers to some expenses which would *not* be legal; such as the building of a theatre, a circus, or any other place of mere amusement, the erection of a statue, a monument, &c., which are objects of taste and not of necessity.

In conformity with the principles upon which this and other cases were decided, the court several years afterwards (1831) in the case of Parsons *v.* Inhabitants of Goshen (11th Pickering's Reports p. 396) decided that a *town* had NOT authority to raise money to aid in making a road which

by law was to be made by the *County;* & that a tax laid by the Town for such a road was illegal and void.

On the other hand, in the case of Willard *v.* Inhabitants of Newburyport (decided also in 1831), the Court held, that a town has full authority to provide for the support of a public *clock;* and the town of Newburyport was obliged to pay the Plaintiff (Mr. Willard) his bill for repairing the public clock; the providing of such a clock being deemed a legal expense of the town, & the charge for repairs being incidental to it. But it is unnecessary to multiply cases; the remarks of the court in those above cited sufficiently indicate the construction to be given to the laws in question.

I have already observed that in the first of the above cases the court particularly mention *the support and defence of actions at law* as legitimate town charges. I may add that in a subsequent case (Bancroft *vs.* Inhabitants of Lynfield, decided in 1836; 18 Pickering's Report, p. 566) this charge again came under the notice of the Court, and was considered to be a legal one.

In this last case the Court had before them a question of the same kind with one of those proposed by you; that is the question of indemnifying town officers who had incurred expenses in defending an action at law; and the Court decided, that a town is authorized to indemnify its officers against any liabilities they may incur in the *bona fide* discharge of their duty, "*although it may turn out, on investigation, that the officers mistook their legal rights & authority.*"

This case seems to be decisive of the question of indemnifying the officers of the town for the expenses of defending a suit at law.

In regard to the second question, I am not aware of any adjudged case directly bearing upon it; but the principles which govern it are well settled; and I will only remark that the plaintiff's damages, including his expenses, must have been passed upon by the Jury under the charge of the Court, & the verdict must be deemed to be the full amount of all claims which he could lawfully make for the alleged injury he had sustained by the acts of the Selectmen. These are the general views I have taken of the questions submitted by you, & the grounds upon which I have given you the answers to them.

Boston, Feb. 26th, 1845. Jno. Pickering.

Sam'l Goddard,
Geo. Babcock,
D. R. Griggs, Esquires.

Voted, To lay said report on the Table.

Voted, To take up said report for consideration.

Voted, To accept said Report.

Voted, That the Treasurer be authorized to borrow on behalf of the Town the sum of $1056.76, reimbursable at the pleasure of the Town, & pay the same over to Charles Stearns, Jr., Benjm. B. Davis & James Robinson, the

amount granted them at a former meeting as indemnity for expenses in defending a suit at law instituted by Joshua W. Blanchard.

Voted, That the monies authorized to be borrowed by the Treasurer at our last meeting & at the present meeting, "reimbursable at the pleasure of the town," be borrowed payable on demand, instead of "at the pleasure of the Town."

The Town Treasurer made the following Report:

TREASURER'S REPORT.

TREASURER'S REPORT OF THE RECEIPTS & EXPENDITURES OF THE TOWN OF BROOKLINE FOR THE YEAR ENDING FEBRUARY, 1ST, 1845.

Balance on hand at the last report		$493 93
Cash Rec'd of William C. Aspinwall, it being a part of a Legacy rec'd from the estate of Thomas Aspinwall, and which he paid into the Treasury of the town to assist in his future maintainance		360 00
Rec'd of State Treasurer for Support of State Paupers, School Fund & Military Bounty		83 32
Taxes assessed for 1844	6449 52	
less abatements by assessors	219 42	6230 10
Received of Stephen S. C. Jones proceeds of Hay Scales to Feb. 1, 1845		95 99
Rec'd of the School Treasurer, being a part of the school Fund, principle & interest, paid into the Treasury of the Town		2826 63
Making the available funds for the past year		$10,089 97
There has been paid out of the Treasury		
For the Support of Paupers		$871 84
For the Schools		2050 89
" " Highways		1152 78
" " Fire Engine		262 08
" " Building an Engine House		765 59
" " towards the Town House		2135 82
" " Cemetery		18 36
State, County & Needham Taxes		586 94
Repairs of Bridges		273 15
Repairs of Buildings		26 43
Town Officers		238 62
Assessing & Collecting Taxes		226 24
Incidental expenses, borrowed money		673 33
Survey of the Town & census		105
Guide & Street boards		1 50
Amounting to		$9388 57
Balance on hand		701 40
		$10,089 97

Respectfully submitted,

BROOKLINE, Feb., 1845. A. NEWELL, *Treasurer*.

The auditing committee also reported as follows:

The committee chosen in March, 1844, to audit the accounts of Mr. Artemas Newell treasurer of the town of Brookline for the past financial year hereby report that they have found as usual all his disbursements fully and exactly avouched, his books faithfully kept & correctly cast & all the concerns of his departments just as they should be. And as the basis of the next ensuing tax to be levied they would present to you the following Estimate:

ESTIMATED EXPENSE OF THE TOWN FOR THE FINANCIAL YEAR COMMENCING FEBRUARY 1ST, 1845.

For Paupers			900
" Schools			2200
" Highways			1100
" Engine & Company			200
" Town House			705
" State & County Taxes			625
" Repairs of Buildings			100
" Town Officers			250
" Assessing & Coll. Taxes			250
" Map of Town			270
" Abatements of taxes			100
" Incidental Expenses			100
" Debts			1050
			7850
From which may be deducted cash on hand		700	
Income from hay scales		90	
From State Treasury		60	850
		850	
Necessary to be raised by tax			$7000

Respectfully Submitted by

CHARLES WILD,
ELIJAH COREY,
MARSHAL STEARNS, } *Committee.*

Voted, To accept the report of the Treasurer.

Voted, To accept the report of the Auditing Committee and that the several sums enumerated in their report be granted and appropriated accordingly.

The following report was read:

REPORT ON POOR FARM.

The committee appointed some two years since, to consider the expediency of purchasing a Farm, on which to support the Poor, and to be on the lookout if any suitable one should be offered for sale, would Report, that they have not been unmindful of the duties assigned them, and that no suitable place until now, has presented itself.

The Farm is now for sale, formerly owned by Mr. Eben. Richards, containing about seventy acres, which your committee consider as suitable, for that purpose, as any place that can be obtained at present. As to the expediency of purchasing it your committee would state the condition of the poor and leave the town to decide.

The number entirely supported by the town is 12, Viz.:

William C. Aspinwall, aged about 46, boarded in Brookline at 4.75 per week, annual expense	247 00
Widow Kenrick, aged about 70, supported in Brookline at 1.40 per week	72 00
George Thompson, aged about 70, boarded in Brookline at 1.12½ per week	58 60
Wife of George Thompson, aged about 60, boarded in Brookline at 1.12½	58 60
Asa Cook Jackson, aged 10, boarded in Brookline at 75 cts. per week	39 00
Eliza Thompson, aged about 26, boarded in Westborough at 1.00 per week	52 00
Harriet King, aged 27, boarded in Westborough at 1.25 cents per week	67 00
Amy Louisa Redding, aged 20 months, boarded at Westborough at 50 cents per week	26 00
Samuel Walcott, aged about 45, boarded at Worcester Insane Hospital at 2.25 per week	117 00
Lewis Crehore & wife, aged about 50, boarded in Roxbury Alms House at 1.00 each week	102 00
Calvin Shed, aged about 65, boarded in Roxbury Alms House at 1.00 per week	52 00

Nine of the above named persons will undoubtedly have to be supported by the Town while they live, at an annual expense of eight hundred dollars (besides clothing), and two children and several others which are assisted at present by the town.

Your committee are aware, should an alms house be provided, the tendency would be to accumulate inmates from the foreign population, with which our country is flooded, and this class is daily coming within our borders. The recent enlargement of our teritory has added to our Pauper account $120, which is only about ten months' standing, and of course must be more this year. The increase of our population from so many sources indicates that such an establishment will soon be called for. Your committee, in view of all the circumstances, are of opinion it would be a mark of wisdom to secure this or some other suitable place for the poor while such a place may be obtained, notwithstanding it might for a few of the first years cost more to support our Poor.

All of which is respectfully submitted,

BROOKLINE, March 10th, 1845. DANIEL SANDERSON,
Chairman.

Voted, That the subject be indefinately postponed.

Voted, To raise and appropriate one hundred and twenty-five dollars for the repairs of the Fire Engine.

Voted, That Thomas Griggs, Samuel Craft & Abijah W. Goddard be a committee empowered to take legal advice upon the subject of the Wood-lot which was conveyed to the town in the year 1759 "*for the use of the Minister or Ministers*" of said town, in order that the rights of the several Parishes in the town to the benefit of said lot and its proceeds, may be permanently established.

In regard to the request of Nath'l Pulsifer in relation to lowering the road where it crosses Bradley's hill, so-called—

Voted, That as an improvement of the roads in any portion of the Town is always a public benefit, that the said Pulsifer with such as may associate with him be permitted to lower the road in the place he describes; provided the expense of doing it be defrayed by subscription; and provided, also, that it shall not be commenced till a sum not less than four hundred dollars, or more, be first subscribed for the purpose. And that the manner of effecting the object be under the direction & supervision of the Selectmen.

Voted, That the Selectmen be authorized to furnish the Harvard Congregational Society, with a gratuitous deed of a burial lot among those lots now laid out in the public burial ground on the same condition as those furnished to the Congregational and Baptist Societies (in 1843 see page 83).

Simon W. Clifford was chosen Prudential School Com. in the South West district in place of Caleb Craft, declined.

Charles Smith was chosen Pound keeper in place of John Haulahan, declined.

Clark L. Haynes was chosen Fence Viewer in place of John Gibbs, declined.

Augustus Aspinwall and Caleb Clark on Cemetery Committee in place of Hugh M. Sanborn and James Bartlett, excused.

The following Report was read and accepted by vote:

REPORT OF SCHOOL FUND.

The Trustees of the Brookline School Fund in discharging the duty assigned them, most respectfully submit the following report:

By Vote of the town at their last annual meeting, the Trustees were directed to collect the school Fund where practicable, and pay the same into the Treasury of the town, to be appropriated for the purpose of building a "town house." The amount of the school fund at that time which was loaned to sundry persons was $4531.01.

By an investigation of the books of the School Treasurer we find the interest that has accumulated during the year to be	161 49
Making the amt. of the fund & Int. to be accounted for	4692 50
Of which has been collected and paid into the School Treasury, agreeably to said vote of the Town, of the principle the sum of	2665 60
and the Interest	161 49
Making the whole amount of the collections	$2827 13
Of which has been paid into the Treas. of the town	2826 63
And for cancelling a Mortgage deed	50
Making the whole amt. collected as above	$2827 13

Which being deducted from the whole Fund and Interest for the past year, leaves uncollected the sum of 1865.37, which has loaned as follows:

To Theophilus Dame	$435 84
" Edward Hall	204 53
" Messrs. Z. & L. Crane	1225 00
Making as above	1865 37

which is secured by Mortgage of Real Estate, with the policies of insurance upon the buildings made payable in case of loss to the Mortgagees.

The Trustees would state that there is a prospect, that the balance of the School Fund will be paid into the Treasury in the course of the ensuing Spring and Summer.

Brookline, February, 1845.

Charles Stearns, Jr.
A. W. Goddard,
James Robinson,
Daniel Sanderson.
Trustees of Brookline School Fund.

Voted to adjourn without day.

Attest: Otis Withington, *Town Clerk.*

Annual Return of the Names of all Persons enrolled in the Militia, in the Town of Brookline for the year 1845:

The whole number enrolled being two hundred and twenty-seven.

Otis Withington, *Town Clerk.*

John Butler
Fernald H. Butler
David S. Coolidge
Henry Breck
Ezra Putney
Isaac Edgar

Charles Coolidge
Isaac Dearborn
Nehemiah Day
Josiah Blaisdale
Morril S. Bean
John Smith
Charles Berwick
Charles Whittemore
Charles Ferrin
J. E. Fernald
Israel Goodrich
Charles D. Perry
George Gibbs
Edward Twitchell
Henry Thompson
Thomas Seaverns
George Stoddard
John Gustin
Stephen Stiles
Henry Fowler
Lewis A. Smith
Calvin Smith
Joseph S. Bryant
Moses Wentworth
Benj'n Goodwin
Lucius Lesslie
Joseph Mannon
Abraham S. Small
Samuel Damon
Charles Moseley
Stillman Harrington
Nath'l Lyford
George Willson
Thomas Horn
Oliver Delano
Charles Sprague
Charles Staples
James Morse
Paul Jones
William K. Melcher
Joseph Goodwin
Horace Cousens
Oliver Cousens
Joseph Cousens
George K. Fullock
George Cartwright
Timothy C. Leeds
Ephraim F. Ranney
Royal Woodward, Jr.
Sylvester Kimball
Calvin Carleton
George Butters
Elkanah Foss
William Hardy
John McIntosh
Joseph Huff
Howard Perkins
William J. Cook
Luther Seaverns
Nathaniel Sawyer
William J. Johnson
Marshal L. Glazier
Benj'n W. Hobert, Jun.
Robert Wise
Stephen S. Robinson
Francis B. Smilie
George Melcher
Elisha Hart
Abraim H. Lambert
William Sloane
Henry Orcutt, Jr.
George Peck
Charles P. Trowbridge
Joseph Ferguson
Charles Stewart
A. H. Clapp
Woodbury Jennison
James Bartlett
George T. Bartlett
William Andrews
Amos Whittemore
John Piper
James Parker
F. H. Corey
Charles Twist
George Otis
Alvin Perkins
Erastus Harris
George Noble
Samuel Barker
Columbus Marshal
Albert Parks
Amos Colburn
George Patten
Edward Secomb
John D. Libby
George Griggs
Charles W. Scudder

Joseph Clare
Ivory Ross
L. B. Dame
Elisha M. Ross
Charles W. Tolman
John Kenrick
Warren Barns
Stephen Hymes
David Kenrick
William G. Cole
Henry Poor
Thomas Blanchard
A. B. Allard
William J. Griggs
Oliver G. Pray
James Foster
Stephen Blanchard
Benj'n H. Rhoades
Henry W. Carr
Azel Lovejoy
Jeremiah Veazie
Samuel Clark
George S. Cushing
Christopher P. Shattuck
Royal McIntosh 2d
Albert Johnston
Oliver Lyford
Edmund Pray
Peleg Guilliver
Ezekiel Page
Arad Hatch
David Whitney
Simon Darmon
Benj'n N. Jewett
Thomas Pettingale
George W. Stearns
Charles Seaver
Albert Woodsum
Joseph Gutterson
William A. Hayden
Nath'l Runlett
George Chalmers
Thomas Abbott
Willard A. Humphrey
William P. Brewer
Willard Brewer
Russel Bean
Samuel Philbrick
Jacob Litchfield

Hollis Gerry
John E. Turner
William I. Bowditch
Stephen Swett
Elijah Hoyt
Edwin Loomis
James W. Loomis
Joshua West
Nath'l Fry
Benj'n Fry
Ephraim Hyde
Stephen Ross
Greenwood Mosure
George W. Washington
N. G. Chapin
John Blake
John W. Webber
Simon Warren
Thomas C. Quimby
Spencer H. White
Charles Pulsifer
Aaron D. Fairbanks
Charles Smith
Edward Burrows
Richard Black
Varrey Mosure
Luther Wentworth
Elihu Stevens
Joseph L. White
William White
Thomas Britton
John W. Warren
Charles Warren
Nath'l Brackett
Obadiah Saunders
William Springer
William W. Clement
James Ward
James Hudson
Charles D. Head
John C. Rodgers
Samuel Snelling
Henry Weeks
Ivory Wales
Parker Kennister
Daniel Woodman
Enoch Joy
William Hyde
Benj'n Blood

Eli D. Sanderson	George Twombly
Eben'r Reed	James Donald
Nath'l Reed	Benj. S. Gordon
Hiram Patterson	Isaac Woodman
John Harrington	Samuel Townsend, Jr.
Hiram R. Bean	Sanford Robie
Simon W. Clifford	Thaxter Prouty
George Craft	George W. Goodnough
Charles Craft	Caleb Craft, Jun.
Chauncy Woodward	David Burbee
Joseph P. Jones	Stephen Esty
Noyes Furber	Calvin Wilkins
Warren Jones	227

Roll of the Brookline Engine Company, No. 1, for the year 1845–6.

Augustus Allen, Henry Orcutt, Jr., Benjamin F. Baker, Moses Withington, John Dustin, Thomas Horne, Epraim Church, Charles Trowbridge, Oliver Cousens, Geo. R. Fullock, Aaron Emerson, Elijah C. Hoyt, John Murray, P. B. Lakeman, John C. Piper, Stephen Swett, Franklin Tukey, Ansel Waterman, Joshua A. Little, Edward A. Wild, Hugh M. Sanborn, Fredrick Stone, Joseph Ferguson, C. C. Mosley, Edward Hall, Joseph E. Cousens, L. B. Dame, J. D. Goodwin, Marshal Glazier, William B. Mitchell, W. K. Melcher, George Peck, Ivory Ross, Charles W. Tolman, Joshua West, William H. Libby.

We, the subscribers, Selectmen of the Town of Brookline, do herely approbate and appoint the 36 men above named to be enginemen for the ensusuing year.

Daniel Sanderson,
Marshal Stearns,
James Bartlett.

May 5th, 1845. Copy. Attest:

Otis Withington, *Town Clerk.*

October 13th, 1845.

The New Town Hall on Washington Street, standing end towards the street, 70 feet by 38 feet, with projecting pilasters in front, a basement story containing three rooms, with a Hall and committee room in the 2d story, was opened this evening with appropriate music, and an historical sketch of the town by Rev. John Pierce, D. D., minister of the first parish in this town.

Otis Withington, *Town Clerk.*

WARRANT FOR NOVEMBER MEETING.

[L.S.] [L.S.] [L.S.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To Elisha Stone, one of the Constables of the town of Brookline, GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to give at least *seven days' notice* to the inhabitants of the town of Brookline, qualified to vote in elections, by leaving a *printed notification* at the residence of *each and every voter*, to meet at the Town Hall in said town, on Monday the 10th day of November next, it being the second Monday in said month, at one o'clock in the afternoon, at which time and place the polls will be opened for the following purposes, to wit:

First. To determine by vote whether the town will send a representative to the next General Court.

Second. To bring in their votes to the Selectmen for the following officers, Viz.: For *Governor & Lieutenant-Governor* of this Commonwealth; For *three Senators* for the county of Norfolk: and for a *Representative* to the next General Court, if the town determine to send one. The officers above named to be all voted for on one ballot.

You are also directed to notify the qualified voters of said town to meet at said Town Hall on the said 10th day of November at 4 o'clock in the afternoon, to act upon the following articles, viz.:

First. To choose a Moderator to preside at said meeting.

Second. To determine for what purposes, and upon what terms the Town Hall shall be let.

Third. To hear and act upon the reports of any committees which may be prepared to report.

Hereof fail not, & make due return of this warrant with your doings thereon, at the time & place of the meeting as aforesaid.

Given under our hands and seals this Twenty-eight day of October, in the year of our Lord One Thousand Eight Hundred and Forty-Five.

DANIEL SANDERSON, JAMES BARTLETT, MARSHAL STEARNS, *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, Nov. 7th, 1845.

By virtue of the within warrant I have notified the within named persons to appear at the time and for the purposes within mentioned.

ELISHA STONE, *Constable of Brookline.*

A true Copy.

Attest: OTIS WITHINGTON,
Town Clerk.

COMMONWEALTH OF MASSACHUSETTS.

At a legal meeting of the Inhabitants of the town of Brookline in the County of Norfolk and Commonwealth of Massachusetts, qualified by the Constitution to vote for Governor and Lieutenant-Governor, holden on the tenth day of November, being the second Monday of said month, in the year of our Lord one thousand eight hundred and forty-five, for the purpose of giving in their votes for Governor and Lieutenant-Governor of said Commonwealth, the whole number of persons who gave in their votes was ascertained as is directed in the revised Statutes (Chapt. 4, Sec. 13,) by counting the whole number of seperate ballots given in; and the whole number of ballots was one hundred and ninety.

And the whole number of votes given in for Governor was sorted, counted and recorded, and declaration thereof made as by the constitution is directed; and said votes were for the following persons, viz.:

For Governor.	George N. Briggs of Pittsfield,	Eighty-Six.
	Isaac Davis of Worcester,	Forty-eight.
	Henry Shaw	Fifty-Four.
	Samuel E. Sewall of Roxbury,	Two.
For Lieutenant Governor.	Whole number of ballots	One hundred and Ninety.
	John Reed of Yarmouth,	Eighty-Six.
	George Savary of Bradford,	Forty-Eight.
	Charles W. Moore,	Fifty-four.
	John M. Brewster of Pittsfield,	Two.
Senators.	Whole number of ballots	one hundred and ninety.
	Oliver Felt of Wrentham,	Eighty-six.
	James Maguire of Randolph,	Eighty-six.
	Samuel Guild of Roxbury,	Eighty-Six.
	Minot Thayer,	Fifty-four.
	John C. Scammel,	Fifty-four.
	Ira Gill,	Fifty-four.
	Artemas Brown of Medway,	Forty-eight.
	Jesse Pierce of Stoughton,	Forty-eight.
	Edgar K. Whitaker of Needham,	Forty-eight.
	Willis Fisher of Franklin,	Two.
	Martin Torry of Foxboro,	Two.
	John Gulliver of Roxbury,	Two.

Voted, That we send a Representative to the next General Court.

Voted, That the poll be closed at 4 o'clock precicely.

The whole number of ballots given in for Representative was One hundred and Eighty-Six, necessary to a choice 94, and were for the following persons, viz. :

79	Charles Stearns, Jr..	Seventy-Nine.
55	Otis Withington,	Fifty-five.
47	James Bartlett,	Forty-Seven.
3	George Griggs,	Three.
1	Abijah W. Goddard,	One.
1	Daniel Sanderson,	One.
	No choice.	

Voted, That this meeting be adjourned till to-morrow at three o'clock P. M.

OTIS WITHINGTON, *Town Clerk.*

At a meeting of the Inhabitants of Brookline, legally warned and assembled at the Town Hall, November 10th, 1845, for the following purposes, viz. :

First. To choose a Moderator to preside at said meeting.

Second. To determine for what purposes, and upon what terms the Town Hall shall be let.

Third. To hear and act upon the reports of any committees which may be prepared to report.

Capt. Daniel Sanderson was chosen Moderator.

Voted, That the Selectmen be authorized to open the Town Hall for all purposes of public good, on application of three legal voters of the Town, provided all expenses of opening the same be paid by those who apply—except when such expenses can be legally paid by the Town.

The following report of the Building Committee was read, and accepted by Vote :

BUILDING COMMITTEE REPORT.

To the Inhabitants of the Town of Brookline in Town Meeting assembled :

Your committee appointed in Jan., 1844, and invested with power to purchase land of James Bartlett, situated on Washington Street, and to erect thereon a building for the accommodation of the Town, &c., are now prepared to present an abstract of their proceedings in the accomplishment of those arduous and responsible duties.

Since the report made by your committee at our annual meeting in March last, they have by an assiduous perseverance in the duties assigned them, procured the completion of the building in all its apartments, together with the grounds and stone wall in front of the building.

They have also, with the advice and assistance of the Selectmen, provided the requisite seats & other furniture for all the different apartments excepting two in the basement story which do not appear to be needed for immediate use.

The building, including the projection of the Pilasters in front, is 72½ feet in length and 38½ ft. in width. The front apartment in the basement story is 16 by 14 feet, affording ample accommodations for the board of Selectmen.

The other two apartments, having an entry way across the building between them, are 36½ by 23½ feet each, & ten feet in height; both are furnished with air pipes from the furnace in the cellar, with suitable registers and dampers.

The Hall in the second story is 53 feet in length by 36½ feet in width & 17 feet in heigth, having a Gallery extending across the building 16 feet in depth, over the entry, and another apartment of the same dimensions of the room beneath for the Selectmen. This apartment will afford convenient accommodations on all occasions of public lectures, and for the use of Town Committees.

By the accounts of our chairman, which have been examined by the Town Auditors, & are herewith submitted, the entire cost of the building, including the cellar and furnace with all its appurtenances, amounts to the sum of $5376 74

The furniture, including 42 Settees, Tables, Lamps, Stoves, Chairs, carpeting, &c., cost 373 88

The stone work and grounds in front of the building, together with the expense of filling up with gravel around and in front, providing and sifting sand for all the mason work, levelling and turfing the bank, furnishing trees, &c., &c., cost 606 70

Making the total cost, exclusive of the land . . . $6357 32

Which contains no charge for the personal services and supervision of your committee.

However large the amount thus expended may appear, it comes within the appropriations made for these purposes, and embraces an expenditure of $373.88 for furniture, which was not contemplated when the appropriations were made.

The completion of the whole work in a faithful, economical and proper manner, required and has received the almost daily and unremitted attention and personal supervision of one or more of your committee during a period, with only short intermissions, of about 18 months.

Thoughout the performance of the whole mechanical work, a uniform, uninterrupted harmony and good understanding has subsisted between your committee and the contractors for the work; and we consider it an act of justice due to the contractors, Mr. Granville Fuller and Mr. Nath'l Wentworth of Brighton, for us to make this public acknowledgement of our satisfaction with their faithfulness and fidelity.

Your committee have a further satisfaction in having obtained a commodious and substantial building, constructed of good materials and workmanship, and which they have reason to hope will prove satisfactory to the inhabitants.

In thus submitting this abstract of their proceedings, your committee have only to request a discharge from their responsible appointment.

SAM'L PHILBRICK,
BELA STODDARD,
CHARLES STEARNS, JR.

BROOKLINE, 10 NOV., 1845.

Voted, unanimously, That the thanks of the Town be presented to Samuel Philbrick, Bela Stoddard and Charles Stearns, Jr., Esquires, the building Committee, for their faithful and very laborious services in superintending the erection and completion of the New Town House.

Adjourned without day.

OTIS WITHINGTON,
Town Clerk.

An adjourned meeting for the choice of a Representative to the next General Court was held at the Town Hall, Nov. 11th, 1845.

Voted, That the Polls be now opened.

Voted, unanimously, That the Polls be closed at 5 o'clock.

The whole number of ballots given in were 165, necessary to a choice 83, & were for the following persons, viz

Charles Stearns, Jr.,	73.
Otis Withington,	50.
James Bartlett,	37.
George Griggs,	3.
A. W. Goddard,	2.

Adjourned *Sine die.*

Attest: O. WITHINGTON, *Town Clerk.*

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

[L.S.] [L.S.] [L.S.] *To Alexander H. Clapp, one of the Constables of the town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to give at least Seven days' notice to the inhabitants of the town of Brookline, qualified to vote

in elections, by leaving a printed notice at the residence of each and every voter, to meet at the Town Hall in said town, on Monday the twenty-fourth day of November current, it being the fourth Monday of said month, at two o'clock in the afternoon, at which time and place the polls will be opened for the purpose of electing a Representative to the next General Court.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time & place of the meeting above notified.

Given under our hands & seals this Fifteenth day of November, in the year of our Lord One thousand eight hundred & forty-five.

DANIEL SANDERSON, MARSHAL STEARNS, JAMES BARTLETT, *Selectmen of Brookline.*

NORFOLK, ss. TOWN OF BROOKLINE, Nov. 24th, 1844.

Pursuant to the within warrant I have notified the inhabitants of the town of Brookline to meet at the said time and place and for the purpose within mentioned. A. H. CLAPP, *Constable of Brookline.*

A true Copy. Attest: OTIS WITHINGTON, *Town Clerk.*

A Meeting of the Inhabitants of Brookline for the choice of a Representative to the next General Court, held at the Town Hall, November 24th, 1845.

Poll opened at 2 o'clock P. M.

4 o'clock P. M.

Voted, To close the poll immediately.

The whole number of ballots given in were One hundred and Eighty-One, necessary to a choice Ninety-one, and were for the following persons, viz.:

Charles Stearns, Jr.,	Eighty-One.
Otis Withington,	Fifty-One.
James Bartlett,	Forty-five.
George Griggs,	Two.
Abijah W. Goddard,	One.

There being no choice, on Motion of Deacon Joshua C. Clark—

Voted, unanimously, To adjourn without day.

Attest: OTIS WITHINGTON, *Town Clerk.*

WARRANT FOR SPECIAL MEETING.

[L.S.] [L.S.] [L.S.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. } *To Elisha Stone, one of the Constables of the*
BROOKLINE. } *town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, by leaving a printed notification at the residence of each and every voter, to meet at the Town Hall in said town on Friday next, the thirtieth day of Jan. inst., at Two O'clock in the afternoon, to act upon the following articles, Viz.:

1st, To choose a Moderator.

2d. To act upon an order of Notice from the General Court upon the petition of George B. Russell and others, citizens of *Brookline, Boston, Roxbury, Needham, Dedham, Walpole, Medfield, Medway, Franklin, Bellingham,* and *Blackstone,* praying to be incorporated for the purpose of making and maintaining a Rail Road from some convenient point in Boston, through Brookline, and all the above-named towns to Woonsocket Falls in Rhode Island.

3d. To act upon an order of notice from the General Court upon the petition of David R. Griggs & others, proprietors of lands in the town of Roxbury, praying that certain lands lying between "Muddy Creek" and the westerly side of the Brookline branch of the Western Avenue may be set off from Roxbury and annexed to Brookline.

4th. To act upon an order of notice from the General Court upon the petition of the Mayor of the City of Boston relative to the supplying the city with water from Long Pond.

5th. To act upon an order of notice from the General Court upon the petition of Charles Crocker and others, in relation to supplying the City of Boston with pure soft water from Charles River by exclusion of tide waters by means of a dam across its mouth.

6th. To see if the town will make an appropriation to defray the expense of printing the address delivered by the Rev. Dr. Pierce at the opening of the New Town Hall, that each family in the town may have a copy.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place as above named.

Given under our hands and seals this twenty-seventh day of January, Anno Domini One thousand Eight hundred & forty-six.

DANIEL SANDERSON, } *Selectmen of*
MARSHAL STEARNS, } *Brookline.*

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. }
BROOKLINE. } JANUARY 28th, 1846. Pursuant to the within warrant to me directed, I have this day notified the inhabitants of the town of Brookline, qualified to vote in elections, (by serving a printed copy thereof as within directed), to meet at the time and place and for the purposes therein expressed.

ELISHA STONE, *Constable.*

A true Copy.

Attest: OTIS WITHINGTON, *Town Clerk.*

Agreeably to the foregoing warrant a meeting was held January 30th, 1846. Capt. Marshal Stearns was unanimously chosen Moderator.

Voted, That a committee of Nine Persons be chosen to present to the Legislature a Remonstrance against the granting of the petition of George B. Russell and others for a Rail Road through Brookline, and that said Committee be authorized to employ council, at the expense of the town, to assist them at every stage of the business, in & out of the Legislature, to show the ruinous consequence the granting of said petition would be to this Town.

The following were chosen by nomination from the chair:

William I. Bowditch,
Augustus Aspinwall,
Samuel Philbrick,
Moses Jones,
Isaac Cook,
George Griggs,
Benjamin Goddard,
Jesse Bird,
Otis Withington,
} Committee.

Voted, on the order of notice from the Legislature on the petitition of David R. Griggs and others,—

That we approve of said petition, and have no objection to its being granted.

On motion of Deacon Griggs—

Voted, That a committee of three be appointed by this Town to meet the Committee of the Legislature to whom has been referred the petition of the Mayor of the City of

Boston relative to supplying the city with water from Long Pond, and act in the case as their wisdom may direct as the circumstances may appear.

The following were chosen as that committe :

Thomas Griggs,
Marshal Stearns,
James Bartlett.

Voted, On the Order of Notice from the Legislature on the petition of Charles Crocker and others,—

That the subject be refered to the above committee.

On motion of Deacon Robinson—

Voted, unanimously, That one hundred dollars be appropriated to defray the expense of printing the address delivered by the Rev. Dr. Pierce, at the opening of the New Town Hall, that each family in the town may have a copy.

Voted, To adjourn without day.

Attest: Otis Withington, *Town Clerk.*

WARRANT FOR SPECIAL MEETING.

[L.S.] [L.S.] [L.S.] Commonwealth of Massachusetts.

Norfolk, ss. }
Brookline. } *To Alexander H. Clapp, one of the Constables of the Town of Brookline,* Greeting :

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the town of Brookline qualified to vote in elections, to meet at the Town Hall in said town, on Wednesday, the eleventh of February inst., at 3 o'clock in the afternoon, for the following purposes, viz. :

First. To choose a Moderator.

Second. To act upon an Order of Notice served upon the Town Clerk by Ebenezer D. Ammidown and others (by order of the Legislature), upon their petition to be incorporated for the purpose of making & maintaing a Rail Road from Boston through Brookline to Southbridge or Sturbridge.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place as above named. Given under our hands and seals this Sixth day of February, Anno Domini one thousand eight hundred and forty-six.

DANIEL SANDERSON,
MARSHAL STEARNS,
JAMES BARTLETT,
Selectmen of Brookline.

NORFOLK, ss. TOWN OF BROOKLINE, Feb. 9, 1846.

Pursuant to the within warrant I have notified the inhabitants of the town of Brookline herein described, to meet at said time and place and for the purposes within mentioned, by leaving a notification at each and every house in said town.

ALEX. H. CLAPP, *Constable of Brookline.*

A true copy. Attest: O. WITHINGTON, *Town Clerk.*

The meeting was opened by reading the foregoing warrant, when—

Capt. Marshal Stearns was unanimously chosen Moderator.

Voted, That the petition of Ebenezer D. Ammidown and others, for a Rail Road through this Town, be refered to the Committee having in charge the petition of George R. Russell and others; and that said Committee is hereby directed to resist in behalf of the Town the passage of this or any other Rail Road through the Town, which now is, or may hereafter be petitioned for during the present session of the Legislature.

Adjourned without day.

Attest: OTIS WITHINGTON, *Town Clerk.*

WARRANT FOR MARCH MEETING.

[L.S.] [L.S.] [L.S.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.
BROOKLINE.

To Elisha Stone, one of the Constables of the town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify the Inhabitants of the Town of Brookline, qualified to vote in town affairs, to meet at the

Town Hall in said town on Monday the Second day of March next, at one o'clock in the afternoon, at which time and place the polls will be opened for the following purposes, viz. :

1st. To choose a Moderator to preside at said meeting.

2d. To choose all necessary Town Officers for the ensuing year.

3d. To receive the reports of any Committees, or Town Officers, that are prepared to report, and act thereon.

4th. To bring in their Votes for County Treasurer.

5th. To grant and appropriate such sums of money as may be necessary to defray the expenses of the town for the ensuing year.

6th. To bring in their Votes for Register of Deeds for the County of Norfolk.

7th. To see if the town will make an appropriation for a Sign & a Bell for the Engine House.

8th. To see if the town will cause a well to be dug & a pump supplied, for each school house in town where necessary.

9th. To act upon the request of the government of the "Brookline Total Abstinence Society" respecting the sale of Ardent Spirits in this town.

10th. To act upon the request of Mr. Hoyt and others, respecting *Ringing the Bell*, morning, noon, and evening—during the ensuing year, and to make an appropriation for the same, if the town deem it advisable.

Hereof fail not and make due return of this warrant with your doings thereon at the time and place as above named.

Given under our hands & seals this Twenty-Third day of February, Anno Domini one thousand eight hundred and forty-six.

DANIEL SANDERSON,
MARSHAL STEARNS,
JAMES BARTLETT,
} *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, Feb. 26th, 1846.

By virtue of the within warrant I have notified the within named persons to appear at the time and place within mentioned, by leaving a notice at the houses of the same.

ELISHA STONE, *Constable of Brookline.*

A true copy.

Attest: ARTEMAS NEWELL, *Town Clerk.*

ANNUAL MEETING, MARCH 2, 1846.

In conformity with the foregoing warrant the annual meeting was held at the Town Hall on the first Monday in March.

The meeting was called to order by the Town Clerk, Mr. Otis Withington, and the meeting was organized by the choice of—

Mr. Daniel Sanderson, Moderator.

Prayers were offered by the Rev. John Pierce, D. D., after which the Town proceeded to organize by the choice of officers to serve for the ensuing year.

Artemas Newell was elected Town Clerk, and was immediately qualified by taking the oath required by law, which was administered by the Moderator.

The report of the Treasurer and Auditing Committee of Town Accounts was read by the Chairman on accounts, Dr. Charles Wild, and will be found recorded on the 187 page.

Said report was accepted and ordered on file.

The report of the School Committee was made by the Rev. William H. Shailer, and was unanimously accepted and will be found recorded on page 199. [See page 191.]

It was then voted to proceed to the choice of three Selectmen to serve the town the ensuing year.

Proceeded to ballot for Selectmen, which resulted in the choice of—

Marshal Stearns, James Bartlett and Hugh M. Sanborn for Selectmen and Overseers of the Poor.

Voted, To choose Three Assessors.

Re-elected Charles Stearns, Junr., Isaac Cook and Jesse Bird, for Assessors for the ensuing year.

Voted, To choose a Treasurer and Collector.

Re-elected Artemas Newell, and

Voted, That the office of Treasurer & Collector be united in one person.

Voted, That the School Committee consist of five for the ensuing year.

Proceeded to ballot for School Committee, which resulted in the choice of—

Rev. Doct. John Pierce, D. D.,
Rev. William H. Shailer, Samuel Philbrick, Esq.,
Rev. Richard S. Storrs, Jun., and
William I. Bowditch, Esq.

Prudential School Committee. By nomination—Chosen for—

North School District,	Charles Stearns, Jun.
South Middle District,	George W. Stearns.
South West District,	Simon W. Clifford.

Proceeded to the choice of 10 Surveyors of highways—as follows:

1.	Charles Stearns, Junr.,	Harvard St. Dis.
2.	James Bartlett,	Washington St. District.
3.	Jesse Bird,	Walnut Street District.
4.	John W. Warren,	Warren " "
5.	Royal McIntosh,	Heath " "
6.	*William J. Hyde,	Clyde " "
	(Geo. W. Goldsmith chosen. See Page 193.)	
7.	Thomas N. Woodward.	Newton Street "
8.	Simon Warren,	Boylston " Western District.
9.	William White,	Brighton " District.
10.	Hugh M. Sanborn,	Boylston " Eastern "

Voted, To choose two Fire Wards.

George Stoddard and Seth T. Thayer were re-elected Fire Wards.

Voted, To choose two Fence Viewers.

Caleb Clark and *John Gibbs were accordingly chosen.

For Pound Keeper *Simon Warren was chosen.

Constables: Elisha Stone & A. H. Clapp.

Voted to choose 10 Field Drivers, as follows:

Oliver White,
Abraham H. Lambert, *Samuel Clark,
William J. Griggs, John Gibbs,
Samuel A. Walker, George Griggs,
*Samuel Philbrick, Charles Smith, and
George Stoddard.

The following gentlemen were re-elected as committee on Town Accounts: Dr. Charles Wild, Dea. Elijah Corey, and Mr. A. W. Goddard.

* See page 193-4.

Cemetery Committee re-elected, viz. : Jesse Bird, Augustus Aspinwall & Caleb Clark.

Surveyors of Wood & lumber: Jeremiah Lyon and Elisha Stone.

For County Treasurer: There were One Hundred and Two Votes Cast, viz.— John Bullard, Esq., of Dedham, received One Hundred & One, and Artemas Newell of Brookline, One.

For Register of Deeds: There were Ninety-Eight Votes cast. Enos Foord, Esq., of Dedham, received the whole number.

On motion of Dea. Thomas Griggs a unanimous Vote of Thanks was passed to Mr. Daniel Sanderson, for his faithful services for several years past as one of the Selectmen of this town.

The following preamble and vote, was offered by Dea. Thomas Griggs, and was unanimously adopted by the town:

Whereas, At a meeting of this Town in November last, at the close of which, when many, if not most of our citizens had retired, the report of the building Committee, of this our beautiful Town Hall, was presented, on examining the same it appears, that your committee has made no charges for the arduous services rendered by them, in procuring, and preparing the site, maturing the plan, having a constant oversight of the house, during its progress, furnishing the same at its completion, and at last, Grading, Fencing and ornamenting, the beautiful plot in front. In view of so valuable services rendered by the Committee gratuitously, many of our citizens have felt desirous of having an opportunity, publicly, to express their gratitude.

It is therefore moved that an unanimous *Vote of Thanks* be presented by this town to the said Committee, *Samuel Philbrick* as Chairman, *Bela Stoddard* and *Charles Stearns, Junr.*, as Colleagues, for the untiring and faithful manner in which they have performed those duties which have devolved upon them in the erection of this house and with which they have so cheerfully and generously presented this town.

The following report, made by the Chairman Dea. Thomas Griggs, was accepted, To wit:

The committee appointed at the March Meeting 1845, upon the subject of the Wood Lot which was conveyed to the Town in the year 1759, "for the use of the Minister or Ministers" of said town in order that the rights of the several Parishes in the Town to the benefit of said lot and its proceeds may be permanently established, would report:

That on examining the Town records it appears that in the year 1834, a committee of the town consisting of four persons, two from each Parish, were appointed to define the interests of the town and the First Parish; said committee after having fully investigated all those interests with which the Town and First Parish were concerned and among others the Wood lot refered to above, which it appears by the original deeds was bought by the Town of Samuel White for the sum of forty Pounds in the year 1759, as expressed in the deed for the use of Brookline for a Wood lot to supply the Minister or Ministers that may be settled in said Town from time to time.

It also appears that the above named Committee in view of all the facts and considerations presented before them did recommend to the Town to pass the following Vote, as embracing all the measures which appear necessary or expedient to be taken in the premises.

Voted, That the town Treasurer be and he is hereby authorized and directed to pay the interest of Daniel Colby's note as the same hereafter may become due and be received the one-half thereof to the treasurer of the First Parish, and the other moiety to the Treasurer of the Baptist Society, for the use of the respective Ministers thereof until the further order of the Town, as Trustees, but further arrangements to be made as soon as may be to insure to the Ministers of said Societies respectively the income of the Wood Lot, and the Selectmen are requested to take measures accordingly.

The above report was accepted and the vote passed.

It further appears that in November, 1836, the Town did appoint the Selectmen a Committee to make sale of the Wood standing on said lot which was accordingly done. It also appears on the records of the Town that at the March Meeting in 1838—It was voted that the proceeds of the Wood lot be equally divided between the two Parishes which was also done. It is the opinion of your present Committee that the result to which your former committee came, and which the town have so repeatedly confirmed was just and equitable, and would therefore recommend that the Selectmen be authorized to make sale of the said wood land and divide the proceeds, one-third to each of the religious Societies now existing in Brookline to be paid over to their respective Treasurers.

Signed: Thomas Griggs.
Samuel Craft.
A. W. Goddard.

A True Copy of the Report.

Attest: Artemas Newell,
Town Clerk.

Voted, That the Selectmen be and are hereby authorized and empowered, to sell and convey by quit claim deed at private sale, or at public auction, as they may judge best, the wood lot lying in Needham purchased by this town in the year 1759, of Samuel White "for the use of Brookline for a wood lot to supply the minister or ministers that may be

settled in said town from time to time" and pay over the proceeds thereof, one-third part to the Treasurer of each of the religious Societies now existing in Brookline.

REPORT OF CEMETERY COMMITTEE.

The cemetery committee of the Town of Brookline respectfully ask leave to report.

That they have effected sales of three lots for interments during the year. The three different Parishes have selected lots granted them by a former vote of the town, and the deeds are ready for delivery when the conditions of said grant shall have been complied with. The proceeds of said lots, together with balance in the Treasury, have enabled your committee to replace decayed trees with new ones, and to distribute others in such spots as required them, also to grade Cedar Avenue, placing granite steps at its commencement and to that of Larch Avenue. They have recorded all deeds heretofore given with the exception of two given for small lots in the old ground. Your committee would respectfully recommend the passage of a vote by the Town, to the effect that no lots shall be disposed of to non-residents, as applications have been made by strangers for the purchase of lots, which requests, in the opinion of your committee could not consistently be complied with, as there are but 23 lots now remaining unsold. By the returns of the Sexton, it appears, there have been twenty-seven deaths within the town during the year, of which number sixteen have been interred in our cemetery and three additional brought from other places. The Treasurer's account is as follows:

BROOKLINE CEMETERY IN ACCOUNT WITH JESSE BIRD, TREAS.

1845.		*Dr.*	
Mar. 29.	To cash rec'd from former Treasurer		$96 08
Aug. 9.	Cash rec. of D. Whitney		5
" "	" " " J. Dustin		5
Dec. 12.	" " " J. Davenport		12 50
	" " " B. Stoddard		12 50
	" " " Lambert & Hersey		25
			$156 08
		Cr.	
April 13.	Cash paid J. A. Kenrick		16 05
	" " J. Wild		80
June	" " J. Gallagher		16 38
	" " Blank deeds		38
	" " D. Whitney		6 75
	" " F. Clement		10 75
15 Sep.	" " W. Carr		2 00
	" " J. Gallagher		6 75
April.	" " C. Smith		3
	" " E. Page		2
Feb.	" " A. Newell for recording & acknowledging deeds		10
	Cash to balance		81 22
			$156 08

All which is submitted

by order of the Committee,

JESSE BIRD.

Voted, That the recommendations contained in the report of the Cemetery Committee respecting restrictions in the sale of burial lots be adopted, and that hereafter, no lot in the Cemetery shall be sold by the Committee to a non-resident.

Mr. Charles Stearns, Jun., Chairman of the Trustees of the Brookline School Fund, made the following report:

TRUSTEES OF SCHOOL FUND REPORT.

The Trustees of the Brookline School Fund having performed all the duty required of them, would now submit their final report.

The balance of the Fund at the last report of the Trustees, uncollected, was	$1865 37
which has been increased by the interest the past year, amounting to	97 26
to the sum of	$1962 63
All of which, agreeable to the vote of the town at the annual meeting, 1844, has been collected, and of the amount there has been paid into the Treasury of the Town the sum of	1962 13
And for discharging mortgages	50
Making as above	$1962 63

The Trustees have carefully investigated the books and accounts of the Treasurer, Deacon Thomas Griggs, and find them in excellent order and accurately kept, and the interest of the several securities in all cases correctly cast, and they deem it a duty, and one in which they take great pleasure, in attesting to the fidelity and ability with which he has so long and faithfully performed gratuitously the duties of Treasurer of the Brookline School Fund. The Trustees, agreeably to their instructions, having collected the funds, by transfer of the securities or otherwise, and the same having been invested for the promotion of education, in the erection of a Town Hall, in which some excellent school rooms have been provided, believing that the objects for which a part of the fund was originally given are as fully attained as they would have been under any other circumstances, would now most respectfully ask to be discharged. All of which is most respectfully submitted.

March 2, 1846.

Charles Stearns, Jun., Daniel Sanderson, James Robinson, Abijah W. Goddard, *Trustees of The Brookline School Fund.*

It was then—

Voted, To accept the report of the Trustees of the School Fund, and that they be from this time discharged from any further duty.

On motion of Samuel Philbrick, Esq., it was—

Voted, That the sum of Seven Thousand one hundred dollars be raised in this town the present year by Taxes to be lawfully assessed for defraying the expenses of the Town, and that the same be applied to the several purposes named in the estimate annexed to the Treasurer's report, with an addition of Three hundred dollars to be made for support of schools, agreeably to the report of the School Committee.

Voted, That a committee of three persons be chosen to finish a School room off in the Town House by and with the advice and concurance of the School Committee, and to have the same ready for occupancy at the commencement of the next term of the Schools.

The following gentlemen were chosen to attend to the duty, viz.: Samuel Philbrick, David Coolidge, and Thomas Griggs.

Voted, That the same committee be authorized to make such alteration in the Town Hall as they may deem expedient that will effectually ventilate the same.

Voted, That the School Committee be authorized to carry into effect the several recommendations contained in their report the present year.

Voted, That the Treasurer be authorized to borrow such sum as may be needed to meet the expenses of the Town the present year, not exceeding One Thousand dollars, to be paid from the taxes as soon as collected.

On motion of Mr. David R. Griggs, the following preamble and vote of instructions were passed, to wit:

"In view of the increasing and alarming extent to which the sale of intoxicating drinks is openly and fearlessly prosecuted in the neighborhood—

"We hereby authorize and instruct our Selectmen to prosecute every person that shall continue to sell Spirituous liquors in this Town without license."

The 7 Article in the warrant was taken into consideration, and the subject (that of procuring a Bell & Sign for the Engine House) was debated at some length by several gentlemen, both for and against it, and was finally decided by the following vote—

Voted, That the sum of One Hundred & Fifty-Five dollars be appropriated from the sum already granted for Engine

Expenses, in the estimates annexed to the Treasurer's report, for the purpose of providing and placing on the Engine house a Bell and a Sign.

The subject of the 8 Article in the warrant respecting providing wells & pumps for the several School houses in town where necessary, It was—

Voted, To submit to a committee of three, who are to make the necessary examinations and enquiry, and report at the adjourned meeting.

Daniel Sanderson, Samuel Philbrick and Marshal Stearns were chosen to attend to the duty.

Upon the subject of the 10 Article in the warrant respecting Ringing the Bell three times a day, there was considerable discussion, there being questions raised in regard to the legal right of the town to make an appropriation for that purpose, it was finally settled by the passage of the following Vote:

Voted, That the sum of Sixty-Five Dollars be appropriated for the purpose of Ringing a Bell in this Town three times a day during the ensuing year, the whole details as to what bell, time to be rung, person to ring it, and the amount of compensation, to be submitted to the control of the Selectmen.—Vote 21 to 16.

Treasurer's Report as accepted, as pr. entry on page 180:

TREASURER'S REPORT.

In compliance with the laws of the Commonwealth requiring Treasurers of Towns to render true accounts of their receipts and payments and other official doings annually, the Treasurer now submits the following report:

At the last auditing of the accounts of the Treasurer there was a balance in the Treasury of $701 40

By authority of the Town by their Votes at sundry times, the following sums of money have been borrowed by the Treasurer, under the direction of the Selectmen, at such times as it was wanted by the chairman of the building committee of the Town Hall, and for other necessary expenses of the Town, to wit:

March	12, 1845,	of Benjamin Goddard, Esq. . . .		$1056 76
April	9, 1845,	" Samuel Philbrick, "		1000
May	12, 1845,	" John Goodnow, "		500
May	29, 1845,	" John Goodnow, "		1000
Aug.	7, 1845,	" Caleb Clark, "		500
		Amount borrowed		$4056 76

A part of which principle and interest that has fallen due, has been paid, as will be shown in another part of this report.

There has been paid into the Treasury by Dea. Thomas Griggs, Treasurer of the Brookline School Fund, at sundry times, the balance of said fund, principle and interest, amounting to		1962 13
Received the amount of the Taxes assessed for the year 1845 exclusive of 172.51 abatements by assessors . . .		7183 73
Received of Samuel Philbrick, Esq., chairman of the building committee of the Town Hall, the proceeds of Sales of Gravel, Loam, Trees, &c., amounting to . . .		55 73
Received of the State Treasurer for the Support of a State Pauper one year		25 55
Received from State Treasury the Town of Brookline's proportion of the income of the Massachusetts School Fund for the past year		46 14
Received of the overseers of the Poor of this Town, it being the proceds of the estate and effects of Mrs. Sarah Kenrick, deceased, amounting to		611 71

Mrs. Kenrick has been chargeable to the town of Brookline as a pauper, for about twelve years, and at her death, which took place last September, there was found deposited to her credit, at the Savings Bank in Boston, and in money, among her effects, with a small amount received by the sale of furniture, &c., the aforesaid sum of six hundred & eleven dollars & 71 cents.

Received of Mrs. Samuel Philbrick for the expense of warming, lighting the Town Hall two evenings for lectures.	3 50	
Received of Mr. Elijah C. Hoyt his collections for expense of warming and lighting town hall and for the use of the same for sundry concerts, &c. .	32 82	
Received of Mr. Benj'n B. Davis for the expense of warming and lighting the Town Hall for Singing School, 20 evenings @ $2	40 00	
Received of Mr. Daniel Sanderson for the expense of lighting and warming the Town Hall for Lyceum Lectures, &c.	34 00	
Making the expense of lighting and fuel, &c., as paid by sundry individuals that have used the Town Hall . .		110 32
Received of the Town of Watertown for assistance rendered to James Whitney, a pauper of that Town who was sick with Small Pox in Brookline		36 50
Received for sale of map, to Feb. 1		34 50
Received of Mr. Stephen S. C. Jones the proceeds of the Hay Scales one year to Feb. 1		83 00
Making the whole amount received into the Treasury from all sources		$14907 47

There has been paid from the Treasury, by orders of the Selectmen, as follows, to wit:

For Support of Paupers—Viz:		
George Thompson & his wife		142 99
William C. Aspinwall		252 99
Lewis Crehore & wife		79 12
Calvin Shed, with his funeral charge		57 87
Anna Dana		76 29
Jonathan Cook Jackson		39 00
Sarah Kenrick, with her funeral charges		93 82
Eliza Thompson		62 00
Amy Louisa Redding Thompson		26 00
Harriet King		76 00
James Whitney		36 50
Samuel Walcott		109 41
Margarett Miller		10
Stephen King		13 44
Michael Morrison		7 67
Making the amount paid for paupers		1082 80
Paid for the Repairs of Public Buildings		236 20
For the Support of Schools		2036 24
Viz.: High School	$1144 65	
North District School	438 91	
South District School	205 81	
Middle District School	188 87	
School Committee & printing report	58 00	
Repairs of Highways		1139 07
Viz.: Harvard Street district, C. Stearns, Jr.	110	
Washington " " J. Bartlett	188 28	
Walnut " " J. Bird	70	
Warren " " J. W. Warren,	115	
Heath " " T. C. Quimby	121	
Clyde " " A. Loker	60	
Newton " " C. Craft, Jr.	100	
Boylston " Western, S. Warren	90	
Boylston " Eastern H. M. Sanborn	125	
Brighton " District D. Sanderson	40	
Repairs of Bridges on Washington St.	109 89	
To Geo. W. Goldsmith & R. McIntosh for breaking roads in Winter	9 90	
For assessing and collecting Taxes		268 90
Viz.: To the Assessors for the Expense of Assessing & casting	85	
A. Newell for Collecting	183 90	
For Town Hall:		
To building Committee	5157 32	
" Expense of dedication, shelves, platform, &c.	61 27	
Paid for Town House in all		5218 59

Expense of Fuel, Taking care of Town Hall, &c. . . .		$137 76
Viz.: Paid Mess. Seamans for oil, &c. . .	$42 20	
" Mr. J. Davenport, Mats, &c. . .	4 73	
" " E. C. Hoyt for his services as sexton, &c.	58 33	
Paid Cephas Brackett his bill for Coal .	32 50	
Paid sundry Bills as per Vote of Town, for publishing maps		278 63
Paid bills for Expense of Survey of Cemetery . . .		7 32
Paid Sundry bills expenses of Fire Engine and Engine Company		291 29
State, County & Needham Taxes		596 98
Town officers		189 74
Paid Charles Stearns, Jun., Benj. B. Davis and James Robinton as pr. Vote		1056 76
Paid John Goodnow principal and Interest		542 33
Paid Caleb Clark principal and Interest		505
Paid Samuel Philbrick and Thomas Griggs Interest . .		32 17
Paid Sundry bills for Contingent Expenses, legal Advice, Rent of Lyceum Hall, Stones for boundary monuments, Blank Books for Hay Scales, Postage, Stationery, Printing, Room for Selectmen and Assessors, Expense of transfering School Fund Mortgages, and Sundry other small bills for necessary Expenses, as pr. orders of Selectmen		213 65
Making the whole amount paid from the Treasury the past year		$13833 43
And leaving a balance on hand (including a small amount of Taxes uncollected) of		1074 04
Which makes the sum of		14907 47

Being a corresponding Amount with receipts into the Treasury.

The debts of the Town, with the interest computed to the 1st of February, 1846, are as follows, Viz.:

There is due to Benj. Goddard, Esq.	1112 77
" " " " Samuel Philbrick	1018 50
" " " " John Goodnow	1010 33
	3141 60

Making the outstanding debts of the Town on the first of February, 1846, $3141.60, which may be reduced by the balance in the Treasury to about $2100.

All of which is respectfully submitted.

A. Newell, *Treas'r.*

Brookline, March 2d, 1846.

The Auditing Committee have the pleasure to report that the foregoing account current of the Treasurer is characterized by his usual fidelity and accuracy; that it is fully avouched and precisely cast; and that the cash balance was duly tendered to the committee. It will be perceived,

that in consequence of building, unusual repairs, &c., the amount of collections & expenditures for the past year has been unprecedented & has involved the town officers in unusually laborious and responsible duties. These duties the Committee are happy to say, appear to have been discharged with the closest regard to the best interests of the Town in accordance with your votes and appropriations.

Signed, CHARLES WILD, ELIJAH COREY, ABIJAH W. GODDARD, } *Committee.*

Estimates for 1846. In the usual conference between the Selectmen of the town and the Auditing Committee, it was deemed proper in view of the past expenditures and present debt of the town, to present the following Estimate of the Expenses as a ground for the Tax of 1846.

Support of Poor	$1000
Assessing & Coll. Taxes	275
Education of Youth	2200
Town Officers	250
Repairs of Highways	1100
Abatement of Taxes	250
Engine and Fire department	300
Contingencies	500
State & County Taxes	600
Reduction of Town debt	1200
Fuel & Repairs of buildings	200
	$7875
from which may be deducted bal. in Treas.	1075
leaving to be raised	$6800

or a round sum of 7000 Dollars.

On motion of Mr. Samuel A. Walker, Esq., it was—

Voted, To adjourn to meet again on Monday, the 16th March instant, at 3 o'clock in the afternoon.

The foregoing is a true transcript of the transactions of the Town of Brookline, at the Annual Meeting for 1846 — excepting the report of the School Committee, which was made as recorded on page 180, and withdrawn by the Committee, for the purpose of making a copy for the Secretary of the board of Education, and will be entered with these records when received. [See page 199.]

Attest: ARTEMAS NEWELL,
Town Clerk.

According to the laws of the Commonwealth the Town Clerk issued his warrant to Constable Clapp (who was duly qualified to serve in said office by taking the oath) requiring him to notify & summons all persons who had been elected to office at the Annual Meeting, of whom the laws require an oath, to appear before said Clerk, and take the oath required for said offices respectfully, within seven days from the date of said notice.

Brookline, March 3, 1846.

Attest: Artemas Newell,
Town Clerk.

Norfolk, ss. Brookline, March 3, 1846.

Then personally appeared Alexander H. Clapp and took the oath required of him by the laws of the Commonwealth to qualify him for the office of Constable of the town of Brookline for the ensuing year.

before me, Artemas Newell,
Town Clerk.

Officers appeared and took the several oaths to qualify them for their duties, viz.:

March 4. Norfolk, ss. Then personally appeared the several persons—hereafter named—and took the oath required by law, for the several offices at the time as set forth against their names, respectfully:

"	4.	Oliver Whyte	as Field Driver.
"	"	George Stoddard	" Field Driver.
"	"	Marshal Stearns	" Selectman.
"	"	James Bartlett	" Selectman & Highway Surveyor.
"	"	Hugh M. Sanborn	" Selectman & Surveyor of Highways.
	5.	John W. Warren	Surveyor of Highways.
"	6.	Charles Smith	Field Driver.
"	7.	Abraham H. Lambert	Field Driver.
"	9.	Elisha Stone	Constable & Surveyor of Wood & Lumber.
"	10.	Thos. N. Woodward	Highway Surveyor.
"	11.	Royal McIntosh	Highway Surveyor.
"	11.	Simon Warren	Highway Surveyor.
"	12.	Jesse Bird	Highway Surveyor.
"	13.	Charles Stearns, Jr.	}
"		Jesse Bird	} Assessors.
"		Isaac Cook	}
"	13.	Charles Stearns, Jun.	Highway Surveyor.
"	15.	Samuel A. Walker	Field Driver.
"	"	Caleb Clark	Fence Viewer.
"	17.	Hugh M. Sanborn	Pound Keeper.
"	18.	William White	Highway Surveyor.
"	24.	Clark L. Haynes	Fence Viewer.
"	27.	George W. Goldsmith	Highway Surveyor.
April	4.	Jeremiah Lyon	Surveyor of Wood & Lumber.

ADJOURNED ANNUAL MEETING, 1846.

Pursuant to adjournment on 2d inst., the inhabitants of the Town of Brookline met for the transaction of such business as might come before them on this day, March 16, 1846, at 3 o'clock in the afternoon.

The meeting was called to order by the Moderator, Mr. Daniel Sanderson.

Voted to proceed to business.

The Clerk read the proceedings of the last meeting (on 2d inst.), and the following persons—who were chosen at the last meeting—were reported by the Town Clerk as not having taken the oath, according to law, to qualify them for the duties of their respective offices—To Wit:

William J. Hyde and William White as Highway Surveyors.

John Gibbs as fence Viewer.

Samuel Clark, John Gibbs, George Griggs, William J. Griggs and Samuel Philbrick as Field Drivers.

Jeremiah Lyon as Surveyor of Wood & Lumber.

Simon Warren as Pound Keeper.

Seth T. Thayer & George Stoddard had not signified their acceptance of the office of Fire Wards.

Mr. Seth T. Thayer being present, forthwith signified his acceptance.

It was

Voted, To excuse William J. Hyde from serving as Highway Surveyor for the present year.

Made choice of George W. Goldsmith as Highway Surveyor on the Clyde Street district, *vice* William J. Hyde, excused.

Voted, To excuse John Gibbs from Serving as Fence Viewer.

Made Choice of Clark L. Haynes for Fence Viewer, *vice* John Gibbs, excused from serving.

Voted, To excuse Simon Warren from serving as Pound Keeper.

Chose Hugh M. Sanborn Pound Keeper in room of Simon Warren, excused.

Voted, by their own request, To excuse Samuel Philbrick & Samuel Clark from serving as Field Drivers.

The following report of the state of the Guide Boards & Posts was made by the Selectmen:

According to the laws of the Commonwealth, the Selectmen report the state of the Guide Posts and Boards of the Town and the location of each, as follows:

There are	2	at Mrs. White's Corner	to Brighton & Newton.
"	1	" Charles Stearns'	" Cambridge.
"	3	" Ackers' Corner	" Brighton, Newton & Dedham.
"	2	" Baptist Meeting house,	" Brighton & Cambridge.
"	1	" Dr. Pierce's meeting house	" Jamaica Plain.
"	2	" Mr. Sheafes,	" Newton & Brighton.
"	2	" S. G. Perkin's,	" Newton & Jamaica Plain.
"	3	" Col. Perkins' corner,	" Newton, Dedham & Brighton.
"	2	" S. Cabot's corner,	" Brighton & Dedham.
"	2	" Hyde's corner,	" Newton & Brighton.
"	2	" Mr. P. Goodnow's corner,	" Dedham & Newton.
	22		

The Selectmen would recommend that there be one placed on a post now standing near Charles Stearns', directing to Cambridge Port, also one at the junction of South Street with Newton Street directing to Brighton

All of which is submitted.

DANIEL SANDERSON,
MARSHAL STEARNS,
JAMES BARTLETT,
Selectmen.

BROOKLINE, March 2, 1846.

Voted, To accept the report and the guide boards reccommended by the Selectmen to be provided.

Voted, The Treasurer be authorized to effect an insurance on the Town Hall for Four Thousand dollars at the Norfolk Mutual Insurance office at Dedham, provided it can be legally done.

Rev. Wm. H. Shailer, in behalf of the School Committee, made a Report, which was accepted, and the reccommendations therein contained are to be carried into effect. And it was—

Voted, That this report, and the report made by the School Com. at the Annual Meeting on the 2d inst., be

revised, and both embodied in one report, and to be printed, that each family may have a copy, and after such revision it will be entered with these records.

Rec'd and entered on page 199 to 204.

Mr. Daniel Sanderson, in behalf of the Committee chosen on the 2d instant, to make the necessary enquiry in regard to supplying Wells and Pumps for the several School Houses in town, made the following report:

The Committee appointed by the Town for the purpose of making enquiry as to the necessity of providing Wells, pumps, &c., at each School House in the Town, have attended to that duty, and submit the following report:

That those families which reside near where the Schools are located have been very much annoyed, by the frequent applications of the scholars for *Water* especially in the summer season of the year, is matter of fact:— And that the scholars are interrupted in their studies by leaving school in school hours, and going in some cases the distance of a quarter of a mile for the purpose of obtaining water, is also true. That it is the duty of the Town to *endeavor* to remedy these evils, we think no one will doubt. This can be done most effectually by sinking a well and providing a pump where it is necessary and practicable. We believe that wells can be supplied at each School House in the Town without any difficulty, except at the middle district or high school, where the land is very rocky, and there is already a well and pump in rear of the house of Dr. Pierce for the benefit of that school which should be kept in repair at the Town's expense,—your committee would not recommend that the Town should provide a well at each school house, only in those districts where most needed,—as it will be rather a matter of experiment, whether or not the pumps can be kept in good order,—one at the Town House as the abasement rooms are soon to be occupied for schools, one also at the South Middle District. The expenses estimated at 75 dolls. each—$150—which can be paid from the Town Treasury without further appropriation by the Town, as there has been five hundred dollars already provided for contingencies.

In behalf of the committee.

DANIEL SANDERSON.

Voted, To Accept the Report of the committee on Wells, Pumps, &c.

Voted, on motion of Mr. S. A. Walker, That there be another well dug, in addition to those recommended in the report of the committee, for the North District School.

Voted, That the Selectmen be authorized to sink a well on the Town House lot, one on the South Middle District

lot, and one on the school house lot in School Street, and provide a pump for each, and that the sum of Three Hundred dollars be raised and appropriated for that use.

Voted, on motion of Mr. Walker, That the Selectmen be, and are hereby authorized and directed to plant a suitable number of forest trees in the vicinity of the northern school house, and that the expense be paid from the contingent fund.

Voted, That the Committee appointed at our last meeting on the 2nd inst. to finish a school room in the Town House, be now further authorized [to] finish two school rooms & to build two out-houses, with a partition fence between them, & have them properly finished for the town schools on the first of May next, and that the sum of four hundred & fifty dollars be raised the present year in addition to the amount voted to be raised at our meeting on the 2nd inst. for the purpose of defraying the expenses of finishing the school rooms and out-buildings.

Voted, on motion of Mr. Marshall Stearns, That the vote passed at the last meeting, by which the Selectmen were authorized to sell the wood lot in Needham, be reconsidered.

After considerable discussion, the whole subject of the Wood Lot was indefinitely postponed.

Voted, That the sum of eleven hundred dollars, which has been appropriated for repairs of highways the ensuing year, shall be assessed & collected as other Town Taxes are, and One Thousand dollars be divided between the several highway districts in the proportion as determined by vote of the Town in 1845, and no Surveyor shall receive any money from the Treasury until he shall have expended the same according to the requisitions of the law, and his account shall have received the approval of the Selectmen. One hundred dollars of the appropriation to be expended by the Selectmen for repairs of highways at such times and places as they shall deem expedient.

The oath of office was administered in open town meeting by the Moderator, to the Treasurer & Collector, Artemas Newell.

Voted, To dissolve the meeting.

Attest: A. Newell,
Town Clerk.

Return of Names of persons enrolled in the Militia in the Town of Brookline for the year 1846. *The whole number being* 321.

Parker Kennister Blaisdale
Simon Warren
John W. Warren
Charles Warren
Francis Howe
William P. Sanderson
James S. Amory
Nath'l W. Brackett
Charles D. Head
Caleb Kenrick
George Perry
Charles Husk
John L. Huntress
Ralph Hosford
Henry Weeks
Samuel D. Snelling
Owen Wheeler
Daniel ———
James Ward
Thomas H. Perkins, 3d
Samuel Eliot
William Andrews
Abijah W. Goddard
Aaron Lewis
John Estes
John H. Park
Hiram Waldron
Freedom Berry
Simon Whittier
Charles G. Colbath
William J. Hyde
Charles Twist
Augustus Twist
Stephen Wing
James Litchfield
Hiram R. Bean
Simon W. Clifford
Charles Craft
George Craft
Chauncy Woodward
Nathaniel Wormell
Charles Craig
Nath'l P. Johnston
Caleb Craft, Jun.
Edward Philips
George W. Goodnough
Aaron Smith
Samuel McIntire
Joseph N. Gutterson
George Hancock
Varney Mosure
Daniel S. Sanderson
Joshua Foss
Isaiah Felkar
William Baker
Joseph L. White
William White
Charles Heath
Aaron D. Fairbanks
Charles Smith
Asa Trowbridge
William Jordan
Thomas C. Quimby
Harrison Storer
Alonzo Gould
David Berry
Ebenezer Reed

Levi Wight
Joseph Eliot
Wells Field
George Penniman
Eli D. Sanderson
Charles Henshaw
Willard A. Humphrey
Willard S. Brewer
George Cowden
Russel Bean
John Maloon
Thomas Davenport
William A. Hayden
William C. Cunningham
Henry Kelly
Swain Clement
Nath'l Reed
Alfred Robie
Albert Woodsum
George W. Stearns
Thomas Pettingill
George W. Fennie
George McKay
William Cantelow
Daniel S. Kendall
John C. Rogers
Frederick A. Stone
Francis McKenny
Samuel Clark
George Hill
Mark Whitcher
Wm. B. Town
John A. Bird
Jeremiah Veazie
William Colman
Henry W. Carr
Joshua Edwards
Frederick Harryman
John Nugent
William J. Griggs
John Mills
John Blennis
Morril S. Bean
Charles Whittemore
John T. Smith
David Whitney
Waldo Butler
George Gibbs
Ransom N. Weld

James L. Oliver
William A. Morse
Benj'n H. Rhodes
George Griggs
John Perkins
George D. Austin
George Atkinson
Edwin Atkinson
Stephen Blanchard
George Wild
Oliver Whyte
Nath'l G. Chapin
James Edmunds
William H. Jennison
Franklin Colcord
John Mack
John Park
George Colburn
William G. Coles
George Allard
Hiram Allard
Almon B. Allard
Alden Allard
John Leighton
Oliver G. Pray
John Williams
Thomas B. Griggs
Samuel A. Robinson
Franklin
Moses Withington
Francis H. Corey
Woodbury Kenister
George T. Bartlett
Amos Whittemore
James Parker
Timothy Corey
John McKenny
Michael Kirk
John Weston
Royal Woodward, Jr.
Barker
William Church
Young
William Philips
George Leonard
Oliver Brown
Alonzo Dyer
William Bragg
John Tyler

Erastus H. Harris
Sherburne Hutchins
John Bowman
William A. White
James Sanford
Nath'l Fry
Stephen Foss
Samuel Ellis
Jonas Hastings
Milton Danforth
Timothy Steward
Joseph S. Bacon
Peter W. Pierce
George E. Sickles
John Dane, Jun.
William W. Clemen
Jona'n D. Long
John A. Bailey
George S. Cushing
Franklin Tukey
Nath'l Lyford
True
Eastman
Brown
Glitton
Sheldon
Stanley
Gillet
Beckwith
Putnam
Stanford Phinney
John Butler
Fernald Butler
David S. Coolidge
Isaac Dearborn
Charles Coolidge
Henry Orcutt, Jun.
Joshua Pray
Joseph Clase
William Melcher
Charles P. Trowbridge
John Haynes
A. W. Seaman
J. M. Seaman
Daniel H. Brooks
James M. Ingalls
Jesse Farnam
A. H. Clapp
E. C. Hoyt

Isaac R. Atwood
Benj. F. Baker
William Page
Thomas Seaverns
Hezekiah Shailer
George Stoddard
John Gustin
Thomas Wentworth
Bela Jenks
Henry Fowler
Reuben Wyman
Ambrose M. Stearns
Andrew Pray
Asa Stevens
E. T. Cotting
D. S. Cotting
Amos Cotting, Jun.
David Morrison
Hiram Colton
Edward Morrison
Benj. Young
Sylvester Kimball
George W. Butters
George H. Weston
Stephen S. Robinson
Jesse Melcher
Oliver Cousens
Nathan Sanford
Edward Hall
Elisha M. Hall
Henry Hall
L. B. Dame
Ivory Ross
Thomas Littlefield
Joseph Day
Nath'l Sawyer
Charles Sprague
John Crayton
John Frazier
Luther Seaverns
Joseph Huff
William Douglas Mead Crocker Bemis
Augustus Allen
Hiram Grover
Sylvester Piper Soule Turner
William Hardy
William Somerville
Maddison McIntosh Ellwell
Cyrus Edgerly
Calvin Piper
Harvey James
A. H. Lambert
Ephraim Church
Waldo W. Thomas
Charles W. Tolman
John Brown
Benj. Lane
George W. Patten
Edward Secomb
John B. Libby
Henry Mellen
Charles W. Scudder
John Randall
Henry Whitney
Charles Lord
Joseph Ferguson Wallace
Charles C. Moseley
Joshua Little Page
John Dustin
Ansel Waterman
Charles Staples Baker
Joseph Cousens Cummings
Franklin Smilie Martin
Charles Stuart
James Morse
Abraham C. Small
Charles L. Palmer
William H. Palmer
Thomas Lee
Horace Cousens
George Bell
Charles J. Morrill
Benj. N. Jewett
Christopher P. Shattuck
Edwin Page
Edwin Veazie
Dennis Long
David Whitney
Albert Whitney
Edmund Pray
William McAllister
Royal McIntosh
Peleg Gulliver

Attest: ARTEMAS NEWELL, *Town Clerk.*

BROOKLINE, May —, 1846.

Report of the School Committee for 1846, as made and accepted at the annual and adjourned meetings, as refered to on pages 180 and 194, it having been revised and printed (300 copies), this entry being made from the printed copy:

REPORT OF SCHOOL COMMITTEE.

Education is yearly becoming a subject of more general importance and engrossing interest. The desires of the earlier settlers of this Commonwealth, that knowledge might be diffused among all classes, and that

every individual citizen might be prepared for a proper discharge of his Civil, Social and Moral duties, yet live and glow in the bosoms of their descendants. We honor their Memories. We acknowledge with gratitude, that with their limited means and poor facilities for active exertion they seem to have done what they could, and transmitted to posterity the rich inheritance of their zeal and their examples. It is to the enlarged and liberal views which they took of the subject of education, that Massachusetts owes much of her prosperity and happiness. It is to this that she is indebted for her influence in the national Council, and for the respect paid to her citizens in every part of the Union. As a Commonwealth, we have been highly distinguished for the importance attached to popular education. Our fathers sought to have the whole people educated. But yet we suppose it not irreverent to say that they cherished some superficial views in regard to the best method of securing this desirable object.

They maintained public schools, but it is evident that those schools furnished but poor facilities for properly educating the mass. We go back a few years, and without searching among the recollections of "the oldest inhabitants" we find that the opinion was prevalent, that nothing but the rudiments of learning should be taught in our public schools.

Then in almost every town these schools were continued but a portion of the year, some three or four months in winter and in many places about the same length of time in summer. New teachers were employed for nearly every short term, and those were sent into the school without much regard to their mental or moral qualifications. The schools were rarely visited by the Committee except at the close of a term, at which time was an examination of the scholars, conducted entirely by the teachers. And often that examination was the veriest fraud.

Questions were asked on which the children had been drilled for weeks, while their moral natures were subject to the consciousness of having been thus trained to cheat the Committee. Who that has lived thirty or forty years, cannot recall many scenes like these. The thought of having High Schools open to all the children in town, possessing the necessary qualifications had scarcely been conceived. Those who desired more than the rudiments of learning, if their parents had the ability, were sent to private schools and academies. This exerted an unhappy influence upon society, by producing envious feelings on the part of those who were not thus favored, and aristocratic feelings on the part of those who were. But for a few years past, measures have been adopted to remove these evils. A new impulse has been given to the cause of popular education. Year after year, it has been presented, in messages from the Chief Executives of this Commonwealth, and received the attention of our legislators.

Laws have been enacted and measures adopted which in many minds, have given an increased importance to this subject. In most towns provision is now made to educate the children of the poor, as well as of the rich, and if any who have the natural ability for acquiring knowledge, grow up in ignorance, it is because parents and guardians are unfaithful to their trust, in not suffering their children to enjoy privileges which are offered them. Changes, not to say improvements have taken place, in

this and in other towns. Our public schools are continued through the whole year, excepting only the time which seems to be absolutely necessary for vacations. Our teachers are thoroughly examined on entering the schools, and generally employed by the year. Every school is visited monthly and examined quarterly by the Committees, and an amount of time & labor, and money expended, in keeping our schools in operation, which a few years since would have been deemed unwise and impracticable. And we think no one who will contemplate this subject, and compare the state of our schools now, with that in which they were a few years since, will deny that they are somewhat improved. Individual exceptions for a limited period there may be, but upon the whole, the character of our public schools has been greatly elevated.

During the year which is now closing, the schools in this town over which your committee have endeavored to watch with scrupulous care, have all been continued without interruption. Within that time there has been no material change in the arrangement of the schools, or the method of instruction. It may perhaps be thought unnecessary to give an account of each of the Schools separately in our annual report, yet, in the opinion of your Committee this is the best method of bringing their condition fairly before the town. The inhabitants of each district may thus learn in what estimation the school, which their children attend, is held by the Committee.

In the South West, or Upper District, the school has been much smaller the past year than it was during the year preceeding. Not more than fifteen have been members of the school at any one time—the average number has been about nine. Last year the whole number was twenty-seven. This reduction in number is to be attributed to the removal of families from the town, and the attendance of some at the High School who had formerly attended in that district, rather than to any deficiency in the instruction, for the school your Committee believe to be in an excellent condition. The examination conducted by the Committee satisfied them that instruction had been faithfully imparted, and we think that those who have children in that school may safely confide in the mental and moral qualifications of the teacher.

The school in the South, or Middle District has been under the care of its present teacher only since May last. The whole number belonging to this school at any one time during the year is thirty-four. Last year it was forty-four. The average number, however, has been about the same as it was the year preceeding. At the annual examination the appearance of this school was more encouraging than it has been for several years. There is perhaps no district in town with so many disadvantages to contend with, as this. Several of the families are somewhat remote from the school house, and the children cannot attend very regularly, especially in winter; and there have been also many transient families in this district, whose children coming in irregularly, have been a source of embarrassment to the school. But under its present teacher, who has had some fourteen years' experience, the school seems to be doing remarkably well.

The North School, under the care of a well-qualified teacher and assistant, has during the past year sustained fully the high reputation which it has previously earned, and probably it never was in a more prosperous condition than it is at present. Its teachers are devoted to their calling, and the school bears testimony to their fidelity in imparting instruction. The number of children in this school has considerably increased during the year, and the whole number belonging to it is upwards of ninety. Although the school is divided, and under the supervision of two teachers, the average number of scholars in either room is greater than in both the other primary schools combined. The accommodations are too limited to meet the present, much less the growing wants of this district. During the last term there has been singing taught in this school twice each week by Mr. Johnson of Boston. It is proper to say that he undertook this instruction unsolicited by the committee, though with their knowledge and approbation. It was entirely gratuitous on his part, but of material benefit to the children—offering them relaxation and delight, and inducing them to return with increased vigor and devotion to their studies after a half hour spent in singing.

The High School, patronized by the whole town, has been continued without change during the year, except for the last two terms there has been a female instead of a male assistant, as formerly. The philosophical apparatus, to which allusion was made in our last report, has been procured and placed in the school room. Such an apparatus was greatly needed in illustrating the principles of the natural sciences and in impressing them upon the minds of the scholars. By means of it a teacher may throw interest into studies which otherwise would be dry and tedious. And many thanks are due to those who contributed to this object, as also to him by whom contributions were solicited. The number attending the school the last year has been considerably larger than in any previous year since the school was established, and having been admitted without any qualifications or restrictions, except in age, it has been impossible for the school to sustain that elevated character which it is desirable for a High School to have. Owing to this, and a variety of circumstances, which we need not enumerate, the school has not, for the last six months, been in as prosperous a state as formerly. The teachers have labored with the kindest intentions and most unwearied diligence and devotion, but still the school is not what your committee are desirous that it should be. When that school was established, it was somewhat a matter of experiment. Having female teachers in all the district schools, and comparatively but a small number between the ages of ten and sixteen who wished to attend a public High School, it was deemed advisable to open that school to any scholars in town over ten years of age. It was undoubtedly the best arrangement which could have been made at that time. Every year, however, since its establishment, the school has been increasing in numbers, and now we find it not only expedient but necessary to make some change. Thus far we have been embarrassed, because if we placed the terms of admission into this school on qualifications as well as age, we should exclude a number of large scholars for whom no provision was elsewhere made. But now

your Committee think the time has come for obviating this difficulty. In order, therefore, to make the High School what it should be to meet the wants of the Town, the Committee would recommend that from the close of the present session, none be admitted into it, who are not ten years of age, and who are not acquainted with certain studies, which your future committee may fix upon as necessary qualifications. This school your committee would have open to scholars of both sexes who may be thus qualified. To meet the wants that may be caused by this arrangement, we would recommend that a well-qualified Master be employed to instruct those boys over ten years of age who may not be qualified to enter the High Scoool, and such others as the committee may deem it advisable to put under his care. And then, as it will be necessary to make some provision for reducing the number of scholars in the North Primary School, we would recommend that an intermediate school be established for girls over nine years of age whose qualification will not permit them to enter the High School. This school we would have disconnected with any other, and under the superintendence of a well-qualified female. By thus establishing two intermediate schools, one for males and the other for females, we think the wants of the town may be fully met and the High School greatly elevated in character. The question naturally arises, Where shall the new school be kept? To this the committee would reply, that ample accommodations may be furnished by finishing the rooms designed for the use of schools in the new Town Hall. We think it highly important that the house in which the High School is kept, in the centre of the town, should be devoted entirely to that school. There are objections, which we need not state here, to having the lower part of that building occupied by another school. We would therefore recommend that both of the intermediate schools be kept for the present in the Town Hall. And as it will be inconvenient for the children in the upper part of the town to attend these schools, we would allow them to fit for admission into the High School, in the two district schools, until the number in these schools be such as to require a different arrangement.

These recommendations the Committee would submit to the town, leaving it for you to say whether they shall be adopted and carried into effect.

Another subject to which the committee would call the attention of the town, is the expedience of giving to each of the primary schools, after the close of the present term, one more half day in each week for relaxation. The towns around us, nearly all of them, have two half days in each week for this purpose, and we think it would be of benefit, especially to the smaller children, should the plan be adopted in this town. In some districts it would be more convenient to have no school on Saturday; in others, it would be preferable to have the schools suspended half of the day on each Saturday and Wednesday. In the opinion of your Committee this arrangement, if adopted, would add vigor to the minds of the small children, and secure a more punctual attendance during the days on which the school is kept. These are the only subjects which your committee would at this time suggest as requiring the action

of the Town, and these we most respectfully submit for your consideration. Since this town, according to the graduated scale, was, the last year, the second in the Commonwealth in regard to the amount appropriated to each child between the ages of four and sixteen, it is desirable that we should not be much below that in the comparative excellence of our schools. We labor under some disadvantages now which larger towns and cities do not experience. We can not arrange, divide and locate our schools as we would if we had a greater number of inhabitants, or if the number was more equal in the different districts. But until Brookline shall become a city or large town, we must endeavor to meet these disadvantages in the best possible manner.

It is no trifling thing to *devise plans* which will be the best adapted to the schools of any particular town, but this generally is a much easier task than the *carrying of the plans successfully into effect.* It requires several good things to make even one good school, and many more to make all the schools in a town good. We want a good Committee, good school houses, good teachers, good government, good books, good scholars, good parents, and many other good things, which need not be enumerated here. But then, your Committee see no cause for despair, and much ground for encouragement, in regard to your public schools. With the enlightened and liberal views which we know you entertain upon this subject, we are confident that as citizens you will devise "*liberal things*" for the education of your children. In a few years we shall have all passed from the stage of action, and those for whom we now provide, who bear our names, and who will cherish our memories, are to succeed us. Well will it be for them and the community of which they may be members, if we can leave to them the inheritance of a good education and paternal counsels and examples which they can with safety and honor follow. In a country and under a government like ours, this is far a better inheritance than wealth. That we may leave this rich inheritance to our children is the desire which your Committee would express as they retire from the responsible office to which by your suffrages they were chosen—an office whose arduous and perplexing duties they have unitedly and harmoniously endeavored faithfully to discharge.

Respectfully Submitted,

JOHN PIERCE,
WILLIAM H. SHAILER,
SAMUEL PHILBRICK,
} *School Committee.*

SPECIAL MEETING, SEPT. 7, 1846.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

[SEAL] [SEAL] [SEAL]

NORFOLK, ss.
BROOKLINE. } *To A. H. Clapp, one of the Constables of the Town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts you are hereby required to notify the inhabitants of the Town of Brookline qualified to vote in Elections to meet at the Town Hall in said Town, on Monday the Seventh day of September next, at Three o'clock in the afternoon, for the following purposes, Viz.:

First. To Choose a Moderator.

Second. To act upon an order of notice from the County Commissioners upon the petition of Joseph H. Billings & others, for a new road from a point on South Street to a point near the School House on Newton Street or to have the old road widened & straightened.

Third. To see if the Town will instruct the Selectmen to make an application to the County Commissioners to *decide upon the reasonableness* of a request which has been made by the Selectmen to the Boston and Worcester Railroad Corporation for the farther security of the public, by erecting a gate across the Mill Dam Road where said Railroad crosses, and to station an agent, &c., agreeably to the provisions of the 80 section of the 39 chapter of the Revised Statutes.

Hereof fail not and make due return of this warrant with your doings thereon at the time and place as above named. Given under our hands & seals this Twenty-sixth day of August, A. D., 1846.

Signed, MARSHAL STEARNS, JAMES BARTLETT, H. M. SANBORN, *Selectmen of Brookline.*

Constable's return of the foregoing warrant.

NORFOLK, ss. TOWN OF BROOKLINE, September 5, 1846.

Pursuant to the within warrant, I have notified the Inhabitants of the Town of Brookline herein described, to meet at the said time & place & for the purposes within mentioned by leaving a printed notice at each and every house in said town.

A. H. CLAPP, *Constable of Brookline.*

Transactions of the Town under the Foregoing Warrant.
Brookline, September 7, 1846.

Marshal Stearns was chosen Moderator.

The subject introduced by the Second Article in the warrant was taken up, and was disposed of by the following vote :—

Voted, That a Committee of Five be appointed to meet the County Commissioners & oppose the opening of a new road as petitioned for by Joseph H. Billings & others, upon the ground that it is not wanted for the benefit or convenience of the Town of Brookline.

The following gentlemen were chosen a committee to attend to that duty :

The Three Selectmen —

Marshal Stearns,
James Bartlett, } Selectmen.
H. M. Sanborn,
Samuel Philbrick.
Jesse Bird.

The Third Article in the warrant was taken into consideration, in regard to a gate across the Rail Road at the crossing on the Mill dam. It was debated at some length by several gentlemen both for and against it, which was finally settled by the following vote :

Voted, That the Selectmen be and are hereby instructed to apply to the County Commissioners to decide upon the reasonableness of their request which has been made to the Boston and Worcester Railroad Corporation for the Establishment of a gate across the Mill Dam Road at the crossing of said Rail Road.

William I. Bowditch, Esq., on behalf of the committee appointed in January last to oppose the granting of a charter for any Railroad through this Town, made the following report :

The committee appointed under a vote of the Town passed January 30, 1846, to resist the petition of George R. Russell & others for a charter for a Railroad through the Town, respectfully report: That in per-

formance of the duty assigned to them, they prepared & caused to be presented to the Legislature a remonstrance on the part of the town, a copy of which is herewith submitted. The petitions were refered to a joint special Committee of the Senate & House. The hearing and argument were attended by a sub-committee, and as the event has already shown, the resistance presented by this Town & the other remonstrants was entirely successful. The sum expended by your committee amounts to $28.50.

All of which is respectfully submitted by

WILLIAM I. BOWDITCH,
on behalf of the Com.

BROOKLINE, Sept. 7, 1846.

The remonstrance will be found on file D.

The following report was accepted, and will be found on file D.

It was Voted to choose a committee of five to draft a set of By Laws for the regulating the affairs of the town and report at a future meeting.

Mess. William I. Bowditch, Samuel Philbrick, David R. Griggs, Henry I. Oliver and Artemas Newell were chosen to attend to that duty.

Adjourned *sine die*.

Attest: ARTEMAS NEWELL, *Town Clerk.*

WARRANT FOR NOVEMBER, 1846.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. }
BROOKLINE. } *To Elisha Stone, one of the Constables of the Town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are required to give at least seven days' notice to the Inhabitants of the Town of Brookline qualified to vote in Elections, by leaving a printed notification at the residence of each and every voter, to meet at the Town Hall in said town, on Monday the 9th day of November next, it being the Second Monday in said Month, at 1 o'clock in the afternoon, at which time and place the polls will be opened for the following purposes, to wit:

First. To determine by Vote whether the Town will send a Representative to the next General Court.

Second. To bring in their Votes to the Selectmen for the following officers, Viz.: For Governor & Lieutenant-Governor of this Commonwealth, Three Senators for the County of Norfolk, Representative to Congress for the Eight District, and for a Representative to the next General Court, if the Town so determine.. The officers above named to be all voted for on one ballot.

You are also required to notify the said inhabitants of Brookline to meet at said Town Hall on said 9th day of November next, at 4 o'clock in the afternoon, for the following purposes, Viz.:

1st. To choose a Moderator.

2d. To hear and act upon a request of S. A. Walker in relation to a claim of the land on which the Hay Scales are located.

3d. To see if the Town will grant the gratuitous use of the Town Hall for Temperance purposes.

4th. To hear and act upon a report of the Cemetery Committee in relation to the purchase of a piece of land for the enlargement of the Cemetery lot. And to hear the reports of any other Committees that are prepared to report.

Hereof fail not, and make due return of this warrant, with your doings thereon, at the time and place of meeting aforesaid.

Given under our hands and seals this Twenty-Sixth day of October, Anno Domini One Thousand Eight Hundred and Forty-six.

MARSHAL STEARNS, [SEAL.]
JAMES BARTLETT, [SEAL.]
H. M. SANBORN, [SEAL.]

NOVEMBER, 1846.

NORFOLK, ss.
BROOKLINE, Nov. 2d, 1846. } By Virtue of the within warrant to me directed, I have notified the within named persons to appear at the time and place & for the purposes within expressed.

ELISHA STONE, *Constable of Brookline.*

A true copy of the warrant and return.

Attest: ARTEMAS NEWELL, *Town Clerk.*

BROOKLINE, November 9th, 1846.

In pursuance of the foregoing Warrant, the polls were opened by the Selectmen of the town of Brookline at one o'clock P. M., on the said 9th day of November, for the pur-

poses expressed in said warrant, and were kept open two hours, according to the laws of the Commonwealth, after which the question was submitted to the Town, "how much longer the polls should be kept open"? when it was—

Voted, That the polls should be closed in half an hour.

Upon sorting and counting the votes the result was found to be as follows, to wit. :—First,

Voted, To send a Representative to the next General Court.

Whole number of ballots for Governor were Two hundred and fifty-five, 255.

George N. Briggs of Pittsfield	had	One hundred and thirty-eight.
Francis Baylies of Taunton	"	Fifty-one.
Isaac Davis of Worcester	"	Sixty-one.
Francis Jackson of Boston	"	One.
Samuel E. Sewall of Roxbury	"	Four.

Whole number of ballots for Lieutenant Governor were Two hundred & Fifty-four—254, to wit. :—

John Reed of Yarmouth	had	One hundred and thirty-nine.
Charles W. Moore of Charlestown		Fifty-one.
George Hood of Lynn		Sixty-one.
John M. Brewster of Pittsfield		Three.

Whole number of ballots for Senator for the County of Norfolk were Two Hundred & Fifty-two, to wit. :

Samuel Guild of Roxbury	One hundred & thirty-six.
James Maguire of Randolph	One hundred & thirty-seven.
Truman Clark of Walpole	One hundred & thirty-seven.
Minot Thayer of Braintree, John C. Scammel of Bellingham, Ira Gill of Walpole	each Fifty-one.
Artemas Brown of Medway	Sixty-one.
Edgar K. Whitaker of Needham	Sixty-one.
Jessie Pierce of Stoughton	Sixty-one.
Willis Fisher of Franklin, Martin Torrey of Foxborough, John Gulliver of Roxbury	each Three.

Whole number of ballots for Representative in Congress for the Eighth District were Two Hundred & Forty-Seven, to wit. :

John Quincy Adams of Quincy	One hundred Eighty-two.
Isaac H. Wright of Roxbury	Sixty-one.
Appleton Howe of Weymouth	Four.

Whole number of ballots for Representative to General Court were Two hundred & fifty-two, to wit. : Necessary for a choice, 127.

Daniel Sanderson	had One hundred & five.
Willard A. Humphrey	Fifty-one.
James Bartlett	Sixty-two.
Charles Stearns, Jun'r	Thirty-one.
Benjamin Bradley	One.
Simon W. Clifford	One.
Willard Sears	One.

No choice of Representative, highest candidate fell short 42 votes of a majority.

It was then—

Voted, That the subject of choosing a Representative to the next General Court be indefinitely postponed.

Attest: A. Newell, *Town Clerk.*

Agreeably to the notification, the meeting was called to order at 4 o'clock on the said 9th day of November, and was organized by the choice of Marshall Stearns, Moderator.

The Second Article in the warrant was called up, & after some explanation by Mr. Walker, by his motion the whole matter was indefinitely postponed.

The Third Article in the warrant in relation to the use of the Town Hall gratuitously for temperance purposes, was disposed of by the following vote:

Voted, That the gratuitous use of the Town Hall be granted for temperance lectures and other temperance purposes.

The Fourth Article, in relation to hearing a report from the Cemetery Committee, was not acted upon, the Chairman of the Cemetery Committee, Mr. Jesse Bird, stated that the committee had no report to make.

The meeting was then adjourned without day.

Attest: A. Newell, *Town Clerk.*

PERAMBULATION OF THE LINES BETWEEN THE TOWN OF BROOKLINE & THE CITY OF BOSTON.

"We the subscribers, the Mayor & Aldermen of the City of Boston, and the Selectmen of the Town of Brookline, pursuant to notice, met this twenty-fifth day of November, A. D. 1846, at the time and place appointed and run the line and renewed the bound marks between the City of Boston & the Town of Brookline, as follows, to wit.:

Beginning at a stone post marked BO on the easterly side and Br. on the westerly side standing on the Boston and Roxbury Mill Dam, westerly from the new filling sluices erected in said dam (the old sluices referred to in the Act of February 22, 1825, entitled, An Act relative to the boundary lines of the City of Boston and to the Town of Brookline having been removed) thence running Northwesterly from said post at an angle of one hundred & fifteen degrees from the Mill Dam until it strikes the centre of the channel of Charles River, and also running from the said post southerly at an angle of one hundred three degrees forty-nine minutes until it strikes the centre of the channel of Muddy River, at

a point where the respective boundaries of Boston, Brookline & Roxbury meet each other, being the same lines mentioned and described in the above recited Act.

In testimony whereof we have hereto set our hands the day & year first mentioned.

Signed.
Selectmen of Brookline.
MARSHALL STEARNS,
JAMES BARTLETT,
H. M. SANBORN,
A. NEWELL, Town Clerk.

Signed.
Mayor & Aldermen of Boston.
JOSIAH QUINCY, JUN., Mayor.
WILLIAM PARKER,
JONAS PRESTON,
WILLIAM POPE,
JOHN HATHAWAY,
FREDERICK GOULD,
THOS. JONES,
CHARLES A. WELLS,
GEORGE HEAD.

A true copy of the Perambulation,
Attest: ARTEMAS NEWELL,
Town Clerk.

LAYING OUT OF THE ROAD BY THE COUNTY COMMISSIONERS THROUGH LAND OF CALEB CRAFT, SAMUEL HILL & DR. LUTHER M. HARRIS IN THE SOUTH PART OF THE TOWN, NOV. 6, 1846.

NORFOLK, ss. At a meeting of the County Commissioners at Dedham, December term, A. D. 1846.

On the petition of Joseph H. Billings and others, presented at a meeting of the Commissioners at Dedham on the third Tuesday of April last, praying that a new public highway might be laid out in Brookline in said County, from a point on the road leading from West Roxbury to Brighton, at or near the house of Caleb Craft, to a point on the same road near the southerly school house, in said Brookline, and running over and upon lands of Caleb Craft, Samuel Hill and Dr. Luther M. Harris,—It was ordered that the Commissioners would meet at the house of Caleb Craft, in Brookline, on Tuesday, the twenty-eighth day of July, then next following, at ten o'clock in the forenoon, and thence proceed to view the route of the road petitioned for, and then and there hear and act upon said petition;—and that an attested copy of the said petition, with the said order thereon, be served upon the Clerk of the Town of Brookline, thirty days, at least, before the day appointed for said meeting, and that a like copy be published three weeks successively in the Norfolk County American, a newspaper printed in Roxbury, in said County, the last publication thereof to be fourteen days, at least, before said day of meeting, and also that like copies be posted up in two or more public places in said Brookline, fourteen days at least before said day, that all persons and corporations interested for or against said petition might then and there appear and be heard if they should see fit. This notice was duly served and published agreeably to the aforesaid order, as by the officer's return on file appears. And the Commissioners

afterwards met at the time and place named in this order, at which time and place also met the petitioners, the Town of Brookline by their Selectmen, and the owners of the lands on the route of said road named in the petition, and they thence viewed the route of said new highway petitioned for, and then and there partially heard each and all said parties concerning the matter of said petition, and thence adjourned for a further hearing to a meeting of the County Commissioners next to be held at Dedham, September term, being the fourth Tuesday of September, A. D. 1846.

And at said September term the Commissioners again met the said parties agreeably to said adjournment, and then and there fully heard them concerning the prayer of said petition, and after said hearing did adjudge that common convenience and necessity required that said new highway should be laid out as prayed for; and it was thereupon ordered that the Commissioners would meet at the house occupied by Caleb Craft, Jun., in said Brookline, on Friday the sixth day of November then next following, at eleven o'clock in the forenoon, and thence proceed to locate said new highway;—and that an attested copy of this adjudication and order be served upon the Clerk of said Town of Brookline, thirty days at least before said sixth day of November, that a like copy be published three weeks successively in the Norfolk County American, a newspaper printed in Roxbury, in said county, the last publication thereof to be fourteen days, at least, before said day, and that like copies be posted in two or more public places in said Brookline, fourteen days at least before said day, that all persons and parties interested might then and there appear and be heard if they should see fit.

This notice was also duly served and published agreeably to the above recited order, as by the officer's return on file appears, and the Commissioners, and some of the said petitioners, land owners, & Committee of the Town of Brookline, met at the time and place named in said order of notice, and they thence proceeded to lay out and locate said new highway, and did then lay out and locate the same by the courses, notes and bounds as follows, viz.:

Commencing on the easterly side of the old road leading from West Roxbury to Brighton nearly opposite the house of Caleb Craft, at a stake standing about twenty feet from said old road, and thence running in land of said Caleb Craft North 51° East one thousand & ninety-eight feet, to a ditch making the dividing line between said Craft's land & the land of Samuel Hill; thence on the same course in said Hill's land one hundred and twenty-nine feet to a stake; thence North 57° East in said Hill's land one hundred and forty feet and six inches to a stake; thence North 58° East, in the same land, eighty-four feet to a stake; thence North 70° 45′ East, in the same land, seventy-six feet to a stake by a large rock on the hill; thence South 89° 25′ East, in the same land, one hundred and twenty-six feet and nine inches to a stake and stones; thence North 84° 30′ East, in the same land, one hundred and forty-five feet, to a small Hornbine tree; thence North 31° 40′ East, in the same land, two hundred & forty-nine feet to a stake in meadow land; thence North 30° East, in the same land, two hundred & fourteen feet to a ditch making

the division line between said Hill's land and the land of Dr. Luther M. Harris; thence North 41° 10′ East in said Harris' land 109 feet and three inches to a stake; thence North 43° 40′ East, in the same land, Ninety feet to a Maple tree; thence on the same course, in the same land, about twenty-two feet to intersection of the aforenamed old road, at a point nearly opposite the southerly school house in Brookline. The road is laid on the southeasterly side of the line herein before described, and is forty-two feet in width throughout, excepting the two ends of the road at its junction with said old road, at which ends the road is more than forty-two feet wide. The southeasterly end connects with said old road by lines curving outwardly on both sides, & at the Northeasterly end of said new road, the southeasterly line diverges from the Northeasterly line of the road before described, as follows: by a line running from a point opposite the Maple Tree before named North 55° 40′ East 129 feet, thence north 61° 15′ East 76 feet to the old road. All the above described courses & distances & width of the roads will more readily appear on a plan thereof made by Charles Whitney of Nov. 17, 1846. Three months are allowed to the aforenamed owners of the lands over which the road is laid to take off their trees, walls & fences, & twelve months are allowed to said town of Brookline to work and complete said road. The following specifications are given as to the manner of constructing the road, viz.:

The traveled part of the road is to be made twenty-two feet in width in the clear, exclusive of side gutters, and when graded to be graveled with good gravel to the depth of eight inches in the centre and three inches at the outer edges of the same, & crowning twelve inches, the travel path to be in the centre of the road limits, excepting at angles & at such other places or points where ledges of rock prevent. No large stones or stumps to be left within nine inches of the surface of the road when completed.

GRADING.

Through all the meadow and swamp land the road to be raised three feet, when completed, above the natural surface. The highest part of the hill (by the great rock) in S. Hill's pasture, to be lowered three feet, and the hill at the angle (by the Hornbine tree) in the same pasture to be lowered also three feet, and the road to be graded to an even slope each way from said hill so cut, to the meadow land so raised.

BRIDGES.

Stone bridges or culverts to be laid across said road at least two feet square in the clear, at the following places, viz.: One in Craft's meadow at the ditch about 502 feet distant from the southerly end of the road; one at the ditch dividing Craft's and Hill's land; one at the ditch in Hill's meadow; and one at the ditch between Hill's and Harris' land. Side railings to be put up, if found necessary, at the bridges and other embankments, as a protection to travellers on the road. The whole work to be completed in a substantial and workmanlike manner and to the acceptance of the Commissioners.

To the owners of the land over which said road is laid is awarded for their lands taken for fencing against the road, when necessary, and for

all injuries to their estates, the sums set against their names respectively. For the payment of which, warrants will be drawn upon the County Treasury as soon as the said Town of Brookline shall have entered upon & taken possession of their lands for the purpose of working said road, viz.:

Caleb Craft was understood to claim no damages.

Samuel Hill, One Hundred & Twenty-five Dolls. . . .	$125
Luther M. Harris, Fifty Dollars	50
	$175

SAMUEL I. LOUD, *per order.*

A true copy; Attest: EZRA W. SAMPSON, *Clerk.*

Received and entered with these records, January 12th, 1847.

Attest: ARTEMAS NEWELL, *Town Clerk.*

TOWN MEETING, JAN. 28, 1847.

COMMONWEALTH OF MASSACHUSETTS.

JANUARY, 1847.
NORFOLK, SS.
BROOKLINE.
} *To the Constable of the Town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the Inhabitants of the Town of Brookline qualified to vote in Elections, to meet at the Town Hall in said Town, on Thursday, the twenty-eighth day of January inst., at three o'clock P. M., for the following purposes, to wit.:

1st. To choose a Moderator to preside at said meeting.

2d. To act upon the petition to the Legislature of Otis Pettee and others to be incorporated for the purpose of making and maintaining a Rail Road from Boston to Worcester through Brookline.

3d. To hear and act upon the request of S. A. Walker in relation to a claim of the land upon which the Hay Scales are located, and in relation to widening and filling up a portion of Boylston and Washington Streets.

4th. To hear and act upon the report of any Committee prepared to report.

Hereof fail not, and make due return of this Warrant with your doings thereon, at the time and place aforementioned.

Given under our hands and seals this twenty-third day of January, Anno Domini Eighteen hundred forty-seven.

Signed, MARSHAL STEARNS, } *Selectmen*
" JAMES BARTLETT, } *of*
Brookline.

NORFOLK, ss. TOWN OF BROOKLINE, January 27th, 1847.

Pursuant to the within Warrant, I have notified the Inhabitants of the Town of Brookline herein described to meet at said time and place and for the purposes within mentioned, by leaving a Notification at each and every house in said Town.

Signed, A. H. CLAPP, *Constable of Brookline.*

At Town Meeting held pursuant to foregoing Warrant, January 28th, 1847—

In consequence of the absence of the Town Clerk by reason of sickness, Daniel S. Kendall was chosen Town Clerk, *pro tem.*, for this present Town Meeting, was immediately qualified, the oath being administered by Thomas Griggs, Esq., Justice of the Piece.

The first Article in Warrant was called up.

Marshal Stearns chosen Moderator.

The second Article in Warrant was called up.

Voted, That the subject be laid on the table.

The third Article in Warrant was called up.

Voted, That a Committee be appointed to investigate Mr. Walker's claims, and report at the next March meeting.

Voted, That the Committee consist of three.

Voted, That the Moderator appoint said Committee.

In pursuance of the last vote, the Moderator appointed William Ingersoll Bowditch, Benjamin Goddard, Samuel Philbrick, as a Committee.

The fourth Article in Warrant was called up.

The Committee, through their Chairman, Marshal Stearns, appointed at a meeting of the citizens in Sept. last, to meet the Commissioners and oppose the laying out of a Road petitioned for by Joseph Billings, submitted their report, which was unanimously accepted.

REPORT OF COMMITTEE AFORESAID.

The Committee appointed at a meeting of the citizens in Sept. last, to meet the Commissioners and oppose the laying out of a new Road petitioned for by Joseph H. Billings and others, report:

That a majority of said Committee met the Commissioners at Dedham, and agreeably to their instructions, offered such arguments as they thought advisable against laying out said new Road. One of which was, that the new Road prayed for could be of no use to the citizens of Brookline as a Town, and justice would require that a portion, at least, of the expense should be borne by the County. Also, that the old road would still be liable to be indicted should the new Road be laid out, and the small amount of travel did not warrant the expenditure of so large a sum as would be necessary to make the new Road. The Committee understood the Commissioners to say if any petitioner should appear to have the Old Road widened and repaired, the Town would be justified in taking measures to have it discontinued. Contrary to the expectations of your Committee, the Commissioners proceeded to lay out said new road, and have sent their order to the owners of the land through which the road passes, that three months are allowed them to remove their wood, fences, &c., and draw on the County Treasury for damages which have been awarded them. And one year is allowed to the Town to make and complete the road according to the specifications made by the Commissioners, and to their acceptance. Your committee would recommend after the completion of the road, that some further action be taken in relation to the expense borne by the County, as they believe this to be a case in which the Commissioners would be justified in taxing the County at least one half of the expense. The committee have made inquiry of persons in the practice of making roads, and who have examined the route, the expense per rod for making and completing said road. The result of the inquiry is, that it will cost nearly or quite Five dollars.

The amount for completing the road will probably require One thousand dollars, a sum which your committee would recommend, at the proper time, should be raised and appropriated for making and completing said road.

In behalf of the committee,

Signed, MARSHAL STEARNS, *Chairman.*

After all matters contained in the Warrant issued by the Selectmen on the twenty-third of January, Anno Domini Eighteen hundred forty-seven, had been acted on, many

legal voters having left the hall, all subjects legally before them being disposed of, George Griggs, Esq., offered the following motion, to wit. :

" [That] The Selectmen of the Town procure copies of the Report of the School Committee, and of the Town Treasurer, to be printed in season to be distributed at the meeting in March for the choice of Town Officers and the Report of the Committee on By-Laws."

This motion being carried, Adjourned *sine die.*

Attest: D. S. KENDALL,
Town Clerk, pro tem.

ANNUAL MEETING, MARCH, 1847.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. }
BROOKLINE. } *To the Constables of the Town of Brookline,*

GREETING :

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the Inhabitants of the Town of Brookline, qualified to vote in elections, to meet at the Town Hall in said Town on Monday, the first day of March next, at one o'clock in the afternoon, at which time and place the polls will be opened for the following purposes, to wit. :

1st. To choose a Moderator.

2d. To choose all necessary Town Officers for the ensuing year.

3d. To hear and act upon the reports of the Treasurer and of any other Town Officers or committees that are prepared to report; also, to act upon a code of By-Laws which have been printed for distribution, and which will be presented to the Town by a committee for their consideration.

4th. To bring in their votes for County Treasurer.

5th. To see if the Town will appropriate a sum of money for the purpose of Macadamizing and Draining a portion of Washington Street through the Village.

6th. To hear the proposal of Charles G. Colbath, in relation to the School House and land in the South District, and to act thereon.

7th. To see if the Town will purchase a piece of land in the rear of the Town House for the purpose of enlarging the play-grounds for the School children, and grade, embank, and otherwise finish off the grounds in a proper manner.

8th. To see if the Town will take measures to dig a well & provide a pump for the High School.

9th. To hear the report of the Committee appointed at the last annual meeting, to ventilate the Town Hall, and if deemed expedient, to take measures to carry that object into effect.

10th. To determine what documents, if any, shall for the future be printed for distribution each year previous to the Annual Town Meeting, and to make an appropriation for the expense of printing such as may be printed the present year.

11th. To grant and appropriate such sums of money as may be necessary to meet the expenditures of the Town the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of the meeting aforesaid.

Given under our hands and seals this eighteenth day of February, Anno Domini One Thousand Eight Hundred and Forty-Seven.

MARSHAL STEARNS,
JAMES BARTLETT,
H. M. SANBORN,
} *Selectmen of Brookline.*

NORFOLK, ss.

BROOKLINE, Feb. 27th, 1847.

By virtue of the within warrant, I have notified the within named persons by leaving a printed notice at the dwelling places of the same to meet at the time and place for the purposes within mentioned.

ELISHA STONE, *Constable.*

A true copy of the warrant & return.

See file E, No. 1. Attest: ARTEMAS NEWELL, *Town Clerk.*

In pursuance of the foregoing warrant, the Inhabitants of the Town of Brookline assembled at the Town Hall on Monday, the first day of March, 1847.

The meeting was organized by the choice of Marshal Stearns, Moderator.

Artemas Newell was elected Town Clerk, and was immediately sworn to the faithful discharge of the duty, by the Moderator.

Prayers were offered by the Rev. Doct. John Pierce.

The report of the Treasurer & Auditing committee was read by the chairman of the committee, Doct. Charles Wild, who made some remarks, showing the importance of receiving and (acting upon) & disposing of all reports of committees bearing upon the performance of duties by town officers before proceeding to the choice of such officers ; it was thereupon, on motion of Dr. Wild—

Voted, unanimously, That all the reports of Committees bearing upon the performance of duties by Town Officers, be first received & disposed of before proceeding to the choice of such officers.

Voted, To accept the reports of Treasurer and Auditing Committee, which will be found entered with these records on page [221], also on file E, No. 2 & 3.

William I. Bowditch, Esq., on behalf of the School Committee, made a report of the condition of the Schools, &c. On file E, No. 4.

On motion of George Griggs, Esq., it was—

Voted, To accept the report of the School Committee, and that Three Hundred Copies be printed for distribution in this town.

Mr. Augustus Aspinwall, in behalf of the Cemetery Committee, made a Report, which was accepted and placed on file E, where it may be found, and entered with these records on page [223]. No. 5, file E.

Marshal Stearns, Esq., in behalf of the board of Selectmen, reported in relation to the proceedings in regard to Rail Roads, State of Guide Boards, &c., which report was accepted & placed on file E, and will be found recorded with these records on page [222]. No. 6, file E.

Voted, To proceed to the choice of three Selectmen to serve for the year ensuing.

Which resulted, after Four several trials, in the choice of

Willard A. Humphrey was chosen, but excused from serving, by vote.

James Bartlett,
Daniel Sanderson,
Hugh M. Sanborn,
} Selectmen & overseers of the poor.

Voted, To choose three Assessors.

Made choice of

Charles Stearns, Jun., }
Thomas Griggs, } Assessors.
Royal McIntosh, 1st, }

Voted, That the Treasurer shall be collector of Taxes for the ensuing year.

Proceeded to ballot for Treasurer.

Artemas Newell was chosen Treasurer and Collector for the ensuing year. A. N. 74; T. Griggs 49—123.

Before proceeding to ballot for School Committee, the Rev. Doct. Pierce addressed the meeting, declining to be again a candidate for re-election, remarking that he had already served the town in that capacity for fifty years, and he thought his share of that duty had been done; and he considered that the office, as an honor, should be shared, and as a burden, it should be divided; and he expressed it to be his most sincere desire that those who follow him may find, after *they* have served fifty years, the Schools as much improved from their present condition as they now are from the condition in which *he* found them fifty years ago.

On motion of William I. Bowditch, Esq., it was unanimously—

Voted, That the thanks of this Town be presented to the Rev. Doct. Pierce for his faithful and efficient services as a member of the School Committee during the last fifty years. File E, No. 18.

The balloting for School Committee resulted in the choice of—

Rev'd William H. Shailer, ⎫
Mr. Samuel Philbrick, ⎪
William I. Bowditch, Esq., ⎬ School Committee.
George F. Homer, Esq., ⎪
Rev'd Joseph Haven, Jun'r, ⎭

It was—

Voted, That when this meeting adjourn, it shall adjourn to Monday next, at one o'clock in the afternoon, and that the adjournment take place immediately after the close of the polls for County Treasurer.

The Polls were opened for County Treasurer, and Sixty-Seven Votes were cast, all for John Bullard, Esquire.

TREASURER'S REPORT.

In conformity with the laws of the Commonwealth requiring Treasurers of Towns to make annual report of their receipts and payments, and other official acts, the Treasurer would now report:

The balance of Cash on hand at last report was . . .	$1074 04
There has been received into the Treasury from Taxes and sundry resources during the year	8761 10
Total resources for the year	$9835 14
From which has been paid by orders of the Selectmen, School Committee, votes of the Town, and for County Taxes .	9020 56
Leaving a balance in the Treasury of	$814 58

A detailed account of the receipts and payments will be found on referring to the Auditors' printed report.

The amount of the debts due from the Town, including the interest computed to the first day of February, is Two Thousand One Hundred & Fifty-Six dollars & Forty-Three cents, and is due to Mr. Benjamin Goddard & to Mr. John Goodnow.

At the last annual Meeting, the Treasurer was directed to effect insurance on the Town House, at the Norfolk Mutual Insurance office, for the sum of Four Thousand Dollars, "provided it could be legally done." After ascertaining that it was not unusual for towns to insure their buildings at Mutual offices, that several Towns in this County had their public buildings insured at the same office, and after obtaining the opinion of a gentleman learned in the law, it was deemed by the Treasurer that there was sufficient presumptive evidence of its legality to warrant the insurance being effected, which was accordingly done for the Term of Seven years, from the first day of April, 1846, to the first day of April, 1853, at a premium of one and a half per cent.

All of which is respectfully submitted,

ARTEMAS NEWELL, *Treasurer.*

BROOKLINE, March 1, 1847.

The Auditors' report was printed and distributed over the Town, containing a detailed account of the receipts and expenditures of the Town during the past year, as shown by the Treasurer's books, & showing the same result as the Treasurer's report, and will be found on file E, No. 3.

Attest: A. NEWELL, *Town Clerk.*

REPORT OF SELECTMEN.

The undersigned, Selectmen, having been instructed at the last annual meeting to carry into effect certain votes of the Town in relation to digging wells for some of the School Houses, planting Trees, &c., also at the Special Town Meeting in September last to apply to the County Commissioners to decide upon the reasonableness of a request which had been made to the Boston & Worcester Rail Road Corporation to erect a gate, &c., across the Mill Dam road, have attended to those duties & would now beg leave to report.

There has been one well dug at the North Primary School in School Street, one at the Town House, and one at the Middle District School House in Heath Street, and each provided with a good pump, and they will undoubtedly supply an abundance of good, pure water. The amount expended for that object is $233.44; the appropriation for the same was $300. The Selectmen would recommend that the same kind of accommodations be provided during the coming summer for the High School.

The Selectmen have caused to be planted as many forest Trees about the School House in School Street as was deemed expedient, until more of the gravel had been removed.

Pursuant to their instructions in relation to the Railroad Gate, &c., the Selectmen made application to the County Commissioners, who, after due notice, gave the parties a hearing, at which it was shown by abundant testimony which was introduced on the part of the Town, that the request was not only reasonable, but that the public safety rendered it imperative upon the corporation to make some further provision for the security of travelers over said road. After the hearing before the Commissioners, a proposition was made by the railroad corporation, through their agent, to substitute a man with a Flag, instead of a gate, which proposition, after consulting & advising with several gentlemen who travel over the road, and who were interested in the result, was acceded to by the Selectmen, with the understanding, however, that the Corporation should pay all the expenses of the application and hearing, and that if it was desired by the Town or Selectmen hereafter, that the Commissioners would decide as they signified their intention, in favor of the request of the Selectmen, and that a gate with an agent to open & close it, should be established at the point in question. Agreeably to the proposition of the Corporation, a man was subsequently stationed at the crossing, whose duty it is to step out & wave his flag whenever an Engine passes over the road.

Agreeably to the laws of the Commonwealth requiring Selectmen to make an annual report of the state of the Guide Boards in the town, the Selectmen would now report that there are Guide Boards in all places in the town where it is necessary, and that they are all up & in good order. The Selectmen have caused to be erected two during the past year, agreeably to the vote of the Town at the last annual meeting, viz., one at the southerly part of the Town directing to Brighton, and one near the residence of Charles Stearns, directing to Cambridge.

All of which is respectfully submitted.

In behalf of the Selectmen,

BROOKLINE, March 1, 1847. MARSHAL STEARNS, *Chairman.*

CEMETERY COMMITTEE'S REPORT.

The Cemetery Committee of the Town of Brookline respectfully ask leave to report: That they have effected sales of seven lots for interments, and a small parcel of land in front of Mr. Warren White's lot, during the year, leaving Sixteen Lots undisposed of, and land sufficient for eight or ten more.

The receipts of money since our last report have been . .	$185
Balance from last report	81 22
Total	$266 22
The disbursements for the same period	28
Leaving a balance in the Treasury of	$238 22

From returns made by the sexton, it appears there have been twenty deaths within the Town during the year, of which number seventeen were interred in our cemetery.

All which is submitted by order of the Committee,

BROOKLINE, March 1, 1847. JESSE BIRD, *Chairman.*

The meeting adjourned to Monday next, the 8th day of March, at 1 o'clock P. M.

Attest: A. NEWELL, *Town Clerk.*

According to the laws of the Commonwealth, the Town Clerk forthwith issued his warrant to Constable Clapp, requiring him to notify all persons who had been elected to office, of whom an oath was required, to appear before said Clerk within Seven days and take the oath required to qualify them for the discharge of the duties of the offices to which they have been chosen respectively.

March 2, 1847. Warrant on file E, No. 8.

NORFOLK, ss.

MARCH 6, 1847. Then personally appeared James Bartlett and Hugh M. Sanborn and took the oath required by law to qualify them for the discharge of their duties as Selectmen.

Attest: ARTEMAS NEWELL, *Town Clerk.*

NORFOLK, ss.

Then personally appeared the several persons hereafter named and took the oath required by law to qualify them for the discharge of the duties of the several offices to which

they have been chosen respectively, at the times as set against their names.

Mar. 9.	Alex'r H. Clapp,	Constable.
8.	Elisha Stone, in Town Meeting,	Do.
10.	Samuel A. Walker,	Field Driver.
12.	J. Lyon,	Surveyor of Wood [&] Lumber.
"	Charles Smith,	Surveyor of Highways.
"	Charles Smith,	Pound Keeper.
"	Hugh M. Sanborn,	Surveyor of Highways.
"	Daniel Sanderson,	Selectman & Overseer of Poor.
"	Daniel Sanderson,	Surveyor of Highways.
13.	Simon W. Clifford,	Surveyor of Highways.
15.	George W. Goldsmith,	Do.
16.	Henry W. Carr,	Do.
17.	Otis Withington,	Field Driver.
18.	James Bartlett,	Surveyor of Highways.
19.	George F. Homer,	Field Driver.
"	John W. Warren,	Highway Surveyor.
22.	Charles Stearns, Jun.,	Do.
"	Charles Stearns, Jun.,	Assessor.
23.	Benj. Bradley,	Field Driver.

Record of Oath administered to Town Officers.

Norfolk, ss. April 3d, 1847.

Then personally appeared Artemas Newell, and made oath that he would truly & faithfully discharge the duties of the office of Town Treasurer for the year ensuing, and until another is chosen in his stead.

Before me, Charles Wild, *Justice of the Peace.*

Seth T. Thayer signified his acceptance to serve as a Fire Ward. March 10, 1847.

Attest: A. Newell, *Town Clerk.*

George Stoddard signified his acceptance to serve as a Fire Ward. March 18, 1847.

Attest: A. Newell, *Town Clerk.*

March 24.	Simon Warren	sworn as	Highway Surveyor.	
" "	Simon Warren	"	"	Field Driver.
" 31.	Clark L. Haynes	"	"	Field Driver.
" "	Clark L. Haynes	"	"	Fence Viewer.
April 5.	Elisha Stone	"	"	Surveyor of Wood & Lumber.
"	A. H. Clapp	"	"	Field Driver.
"	Thomas Griggs	"	"	Assessor.
"	Caleb Clark	"	"	Fence Viewer.

J. Davenport signified his acceptance to serve as a Fire Ward. April 5, 1847.

Attest: A. Newell, *Town Clerk.*

April	5.	Franklin Tukey	sworn as	Constable.
	7.	Charles D. Perry	" "	"
	10.	Thadeus J. Townsend	" "	"
	13.	Chauncy Woodward	" "	Field Driver.
May	1.	Charles Stearns, Jun.	" "	Assessor.
		Thomas Griggs	" "	Do.
		Royal McIntosh	" "	Do.

ADJOURNED ANNUAL MEETING, 1847.

Pursuant to the adjournment on the first inst., the inhabitants of the Town of Brookline assembled for the purpose of attending to the unfinished business of the town that might come legally before them.

The meeting was called to order by the Moderator, Mr. Marshal Stearns, and proceeded to the choice of such officers as were not chosen on the first inst.

The following persons were chosen Prudential Committee for the ensuing year, viz. :

Charles Stearns, Jun'r,	for	North	District	} Prudential Committee.
George W. Stearns,	"	Middle	"	
Simon W. Clifford,	"	South	"	

Highway Surveyors were chosen as follows, to wit :

1.	Charles Stearns, Jun.,	Harvard	Street	District.
2.	James Bartlett,	Washington	"	"
3.	Henry W. Carr,	Walnut	"	"
4.	John W. Warren	Warren	"	"
5.	Charles Smith,	Heath	"	"
6.	George W. Goldsmith,	Clyde	"	"
7.	Simon W. Clifford,	Newton	"	"
8.	Simon Warren,	Boylston	"	Western District.
9.	Daniel Sanderson,	Brighton	"	"
10.	Hugh M. Sanborn,	Boylston	"	Eastern "

Voted, To choose three Fire Wards.

Made choice of George Stoddard, Seth T. Thayer, Jerathmael Davenport, Fire Wards.

Voted, To choose two Fence Viewers.

Caleb Clark & Clark L. Haynes were chosen Fence Viewers.

Pound Keeper—Charles Smith.

Voted, To choose four Constables for the ensuing year.

Elisha Stone, A. H. Clapp, Charles Smith (declined), Willard A. Humphrey (declined), were chosen Constables. Elisha Stone was forthwith sworn by the Town Clerk.

Voted, To choose Twelve Field Drivers.

The following named persons were chosen:

s. George F. Homer,
s. Samuel A. Walker,
Thomas C. Quimby,
Samuel Philbrick,
William Perry
s. Clark L. Haynes,
George Griggs,
s. Capt. Benj. Bradley,
s. Simon Warren,
s. Otis Withington,
Hiram R. Bean, Declined.
A. H. Clapp. s.

Committee on Town Accounts, three—Dr. Charles Wild, Elijah Corey & Abijah W. Goddard.

Voted, To choose a Cemetery Committee of three, by nomination.

Jesse Bird, Augustus Aspinwall & Harrrion Fay.

Surveyors of Wood & Lumber—Elisha Stone & Jeremiah Lyon.

Norfolk, ss. March 9, 1847.

The Town Clerk issued his Warrant forthwith to Constable Clapp, requiring him to notify the above named persons, who are required by law to take an oath of office, to appear within Seven days before the Town Clerk for that purpose.

Attest: A. Newell, *Town Clerk.*

Samuel Philbrick, in behalf of the Committee, or a Majority of the Committee, upon the claims of Samuel A. Walker, made a report as follows, to wit:

The Committee appointed by the Town of Brookline, at their meeting in January last, to hear and consider the petition of Samuel A. Walker and report thereon, have given him a full hearing on the subject of said petition. From which it appears that said Walker is desirous of preparing for building lots a parcel of meadow land recently purchased from the White estate, situated on the corner of Boylston & Washington

Streets; and in aid of this object, said Walker requests the Town to remove the bank wall on Boylston Street, and to the line of said Walker's land, & to fill up and raise the intervening strip of land to a level with the present travelled part of said street. Also to widen the present travelled part of Washington Street by building a new wall on the line of said Walker's meadow, and laying a bridge over the water course or brook now running between the front line of said meadow & the brook wall supporting the present elevation of the travelled part of said street. After a full consideration of the subject & a particular examination of the street opposite the s'd meadow land, your committee have not been able to discover any deficiency in the width of the travelled part of s'd street for affording ample accommodations & convenience to the public travel.

The present width of Boylston Street from the railing on s'd bank wall to the fence on the other side being in the narrowest place about 50 feet, of which 38 feet have been graded for travelling and a water course, while the same street between Cypress St. & Walley's hill, for a distance of two hundred paces, is only twenty-eight feet in width between the railings.

The width of Washington Street opposite s'd Walker's Meadow, between the bank wall on the western side and the fence on the eastern side, is 56 feet, and the length of the present water course or brook running on said street, between the bank wall & the line of said meadow to the stone bridge, is about 95 feet, over which a stone bridge will be required if said petition be granted.

Your committee are therefore unable to perceive either the necessity or expediency of granting said petition, which would require an expenditure of several hundred dollars without any adequate public benefit.

Brookline, March 1, 1847. Signed, Benj. Goddard,
Samuel Philbrick.

Voted, To accept the foregoing report.

William I. Bowditch, Esq., from the committee to examine into the claims of Mr. S. A. Walker, made a minority report, in which he dissented entirely from opinions expressed in the foregoing report by the majority, and urged upon the Town the justice of granting Mr. Walker's petition.

The minority report was accepted, but the principles and opinions therein contained were not adopted. The report will be found on file E, No. 10.

After considerable debate upon the subject matter of the two reports, it was settled by the passage of the following vote :

Voted, That the opinions expressed in the report of the majority of the committee on the petition of Samuel A. Walker be adopted.

The report will be found on file E, No. 9; also entered on [226] page.

William I. Bowditch, Esq., for the committee on By-Laws reported as follows:

REPORT OF COMMITTEE ON BY-LAWS.

The committee appointed to draft a code of By-Laws respectfully submit the following as the result of their deliberations:

Our aim has been to prepare every by-law which we thought would be considered important by any considerable number of the inhabitants, leaving it with the Town, in the exercise of its deliberate judgment, to adopt the report, or to reject such part of it, or to make addition to or alteration in it, as might seem best.

We recommend the appropriation of $11 to meet the expense of copying the report and of printing three hundred copies of it for distribution.

Respectfully, in behalf of the Committee,

WILLIAM I. BOWDITCH.

It was *Voted*, That the report of the committee on By-Laws be accepted, and the sum of eleven dollars, as recommended to defray the expense of printing, &c., be appropriated for that purpose. File E, No. 11.

Voted, That the code of By-Laws, as prepared by the committee, be now taken up by sections and acted upon separately, accepting, rejecting or amending them, as may be deemed expedient.

The By-laws were accordingly subjected to a careful and critical examination, section by section, by the whole town, accepting some sections, rejecting some, and amending others, and were finally adopted as a whole as amended, and it was—

Voted, That the By-laws as amended be recommitted to the committee, that they may be laid before the Court of Common Pleas, and published in a newspaper according to law, and, when completed, that a sufficient number be printed, that each family in the Town may have a copy.

The By-laws as approved by the court are recorded on page [241].

The 5th Article in the warrant was taken up, in relation to macadamizing Washington Street.

On Motion of Samuel Goddard, Esq., it was—

Voted, That a sum of not exceeding Three Hundred Dol-

lars be appropriated & placed in the hands of the Selectmen for the purpose of Macadamizing and draining Washington Street, through the village, in a proper manner, commencing at the bridge near the residence of Mrs. Morril and ending at Roxbury line. See file E, No. 14.

The 6th Article came up for consideration, in relation to the School House in Newton Street. Mr. Charles G. Colbath made some remarks in relation to the state of repair in which the School House is in, &c., and it was—

Voted, The Selectmen be a committee to examine the whole matter, & report at the adjourned Meeting on first Monday in April next. See file E, No. 17.

The 7th Article in the warrant was taken up and disposed of by the following vote:

Voted, That a committee of three be chosen to examine into the subject of purchasing land & grading the banks, &c., about Town House, and report at the adjourned meeting on first Monday of April next.

Samuel Philbrick, Seth T. Thayer & Abijah W. Goddard were chosen to attend to that duty.

Voted, That the sum of One Hundred & Fifty Dollars be appropriated and placed at the disposal of the Selectmen for the purpose of digging a well & providing a pump for the High School.

Article 9 of Warrant, in relation to ventilation of Town Hall, &c.

Samuel Philbrick, in behalf of the committee for ventilating the Town Hall, &c., reported as follows. See file E, No. 12.

The committee appointed by the Town at their last annual meeting in March last, with instructions to provide desks and seats for two school rooms in the Town House, have attended to that service, and accordingly both rooms were in readiness for opening schools at the beginning of the school term in May following. Your committee were also requested to take such measures for ventilating the Town Hall as they might deem expedient. But hitherto the subject of ventilation having been attended with so many practical difficulties, your committee fearing they might do more injury than benefit to the Hall by introducing the usual modes of ventilation, have omitted the attempt, and now respectfully ask a discharge.

Sam'l Philbrick,
For the Com.

Brookline, March 1, 1847.

Voted, To accept the report and discharge the committee.

Voted, That a committee be appointed, to consist of three, to take measures to ventilate the Town Hall and all the School Rooms in the Town in such a manner as may be deemed expedient that will effect the object, and that five hundred dollars be appropriated for that purpose.

George Griggs, John F. Edwards & Willard Sears were chosen to carry the object of ventilation into effect.

Voted, That one hundred dollars be appropriated for the purpose of introducing music into the two intermediate schools.

Voted, That the sum of Nine Thousand Dollars be raised by Taxes, to be lawfully assessed, for defraying the expenses of the town the present year, to be applied to the several purposes named in the following estimate, to wit:

For the support of Poor	$1000
County Taxes	600
Support of Schools	2900
Music in Schools	100
Repairs of Highways	1200
Expenses of Fire Engine	500
Assessing & Collecting Taxes	350
Abatement of Taxes	250
Town Officers	250
Repairs of buildings & fuel	200
Well for High School	150
New Road	1000
Interest on debt	150
For Ventilating Town Halls & Schools	500
" Macadamizing Wash. Street	300
" Contingencies	500
	$9950
To be deducted: Balance on hand $814 58	
Income from Scales, &c. 135 42	950
To be raised by Tax, as above	$9000
Addition: April 5. Repairs on South School House 200	
" " Widening Heath Street 100	475
April 12. Repairs of Newton Street 100	
" " To build a Lock-up 75	
To be raised by Taxes	$9475

On Motion of Samuel A. Walker it was—

Voted, That the Selectmen be and are hereby instructed to prosecute all violations of the License Laws in the Town of Brookline. See file E, No. 15.

Article 10 in the warrant was taken up and disposed of by the following vote:

Voted, That for the future the Auditors' report be printed each year for distribution before the Annual Town Meeting, and that an appropriation be made of a sufficient sum to defray the expense of preparing, printing & circulating such documents as are or may be printed the present year, to be taken from any unappropriated funds in the Treasury.

Voted, That the sum appropriated for repair of highways the present year be assessed in same manner as all other appropriations are assessed in this Town, & collected into the Town Treasury with other taxes; and that each highway surveyor be allowed to draw from the Treasury the proportion heretofore allowed the district over which he is appointed, whenever the Selectmen shall approve his bill of expenditures. See file E, No. 16.

Voted, That the Treasurer be hereby authorized to borrow a sum not exceeding fifteen hundred dollars, if necessary, to pay the expenses of the Town until the Taxes are paid.

The residents and owners of land on Heath Street made a written request that the town would take some effectual measures to widen and thoroughly repair said Street. Request will be found on file E, No. 13.

It was *Voted*, That a committee of three be chosen to examine into the matter and report at the adjourned meeting, April 5, 1847.

Royal McIntosh, D. Sanderson & A. W. Goddard were chosen to attend to that duty.

Voted, To adjourn to the first Monday in April, at 4 o'clock P. M.

Attest: A. Newell, *T. C.*

SECOND ADJOURNMENT OF THE ANNUAL MEETING, 1847.

April 5, 1847. Agreeably to the adjournment of Annual Meeting, the inhabitants met for the purpose of filling any vacancies that might exist in Town Officers, and to hear the reports of committees that were appointed to examine into sundry matters and report thereon, and to attend to any other business that might come legally before the meeting.

The meeting was called to order by the moderator, Mr. Marshal Stearns.

The Town Clerk reported the names of all those who had been elected to office that had not been qualified by taking the oath required by law, and of those who had declined to serve in the office to which they had been chosen.

Thomas C. Quimby, Samuel Philbrick, William Perry and George Griggs were excused by the passage of the following vote—they had not been sworn :

Voted, That the vote passed at the meeting on the 8th March " to choose Twelve Field Drivers " be reconsidered, and that the number of Field Drivers for the ensuing year should be eight, and that those who had not been sworn be excused from serving.

Hiram R. Bean declined to serve as Field Driver and was excused, and Chauncy Woodward was chosen in his stead as Field Driver.

Charles Smith and Willard A. Humphrey declined to serve as constables, and were excused. It was—

Voted, To add two constables to the number already chosen, making the whole number for the ensuing year six.

Made choice of Charles D. Perry, Franklin Tukey, John W. Warren, Thadeus J. Townsend, Constables.

The following report of the Selectmen was made by Mr. Bartlett :

REPORT OF THE SELECTMEN.

At the last Town Meeting, on the 8th of March, the Selectmen were appointed a committee to examine into the proposition of Mr. Charles G. Colbath, and all matters connected therewith, in relation to the Newton

Street School House, and to report at the adjourned meeting on the first Monday in April. The Selectmen having given the subject their attention, would now report:

That the proposition of Mr. Colbath was in substance as follows: That he would convey to the Town a small piece of land in the rear of the School House, provided the Town would move the School House back, turn it around side to the road, fence the land, and otherwise fit up the house and grounds as he might direct. It was deemed by the Selectmen, after due consideration, that it would not be for the best interest of the Town to accept of the said proposal of Mr. Colbath.

The Selectmen, after an examination of the premises, would however reccommend that said School House should be repaired. Some portion of the roof requires to be shingled immediately, the floor requires to be new laid, seats and benches to be altered and repaired, a new outside door made, a small shed built for the fuel, the grounds about the house levelled off, and the whole enclosed with a fence, and such other repairs and alterations made as may be found necessary to put it in good repair, and make it comfortable and convenient for the School; and would recommend that the sum of Two Hundred Dollars be granted and appropriated for that purpose.

For the Selectmen,

BROOKLINE, April 5, 1847. JAMES BARTLETT, *Chairman.*

Voted, To accept the above report, and to grant and appropriate the said sum of Two Hundred Dollars to carry into effect the objects therein recommended. See file E, No. 21.

Attest: A. NEWELL, *Town Clerk.*

Royal McIntosh, for the committee chosen to examine and report in relation to widening Heath Street, made the following report:

The Committee appointed by the Town to act on the request of Mark W. Sheafe and others, proprietors of lands on Heath Street, have attended to that duty, and respectfully ask leave to report:

On examining and measuring some parts of the road, the committee found it to be less than one rod and a half wide, it being altogether too narrow for the convenience of carriages to pass safely, and the committee unanimously recommend that this part of the road be widened by taking so much of the land belonging to the heirs of the late Benj. White as to make the road two rods wide for a distance of about fifteen rods, being that part of the road lying east of the residence of Samuel Townsend, on the northerly side of said road, commencing at a stake near the bars and running westerly as staked by the committee.

The committee would recommend that the sum of One Hundred Dollars be raised by the Town to defray the expenses of the proposed improvement.

All of which is respectfully submitted,

ROYAL MCINTOSH,

See file E, No. 22. *In behalf of the Committee.*

Voted, To accept the report of the committee as above, and to grant and appropriate One Hundred Dollars, to be placed in the hands of the committee for the purpose named in the report.

Attest: A. Newell, *Town Clerk.*

George W. Stearns declined to serve as Prudential School Committee in the Middle District.

Mark W. Sheafe was chosen Prudential Committee in room of G. W. Stearns, declined.

S. Philbrick, chairman of the committee on purchasing land about the Town House, reported as follows, to wit:

The committee appointed by the Town of Brookline at the adjournment of their annual meeting in March to consider and report upon the subject of purchasing, for the use of the town, a piece of land in the rear of the Town House, have attended to that business and have obtained of Harrison Fay the refusal at six cents per square foot of a lot of land lying between the Town's land on School Street and a court running back from Harvard Street, bounding southwesterly on land of the late Mrs. Dana, and southerly in part on lands of the heirs of James Leeds, Esq., and in part on said court, containing 68450 feet,—being two lots as laid down on the plan of Alexander Wadsworth, & numbered 23 & 27 on said plan, which at price above named will amount to 4107 Dolls. The land adjoining the Town House lot in the rear cannot be purchased short of eleven cents per foot, which was deemed too unreasonably high to claim their consideration.

When the land on which the Town House stands was purchased of James Bartlett there was an explicit & distinct understanding between the contracting parties that the Town, after having possession of said land intended to cause the removal of the gravel from its whole surface down to a convenient level for the accommodation of a Town House, and James Bartlett who owned the land adjoining in the rear offered no objection to having the gravel so removed back to the line of division and down to a level surface. Your committee therefore are of opinion that in justice, law and equity the town have a right to remove said gravel back to the rear line of their land and down to a level with the present grade of the yard around the Town House; and they accordingly recommend the passing of the annexed resolution authorizing its removal by the board of Selectmen.

All of which is respectfully submitted.

For the committee,
Samuel Philbrick, *Chairman.*

Brooklinee, April 5, 1847.

The Resolution was not passed, and is not matter of record, but may be found on File E, No. 23.

Attest: A. Newell, *Town Clk.*

The question upon the acceptance of the report of the committee upon the subject of the purchase of land was acted upon, and it was voted to accept it.

The passage of the resolution to instruct the Selectmen to remove the gravel from the Town Bank came up for consideration, and after a long debate it was voted, 18 to 16, not to pass it.

Voted, That the Treasurer be hereby authorized to borrow a further sum of not exceeding Fifteen Hundred Dollars in anticipation of the payment of the Taxes, if necessary to meet the demands upon the Treasury for the expenditures of the Town.

Voted, on motion of S. Philbrick, That the Selectmen be hereby instructed to forthwith see Mr. H. Fay, and if they can get the refusal of his land (described in the report of the committee, on page [234],) at the same price at which it was offered to the committee, to immediately call a Town Meeting to act thereon.

Adjourned without day.

Attest: Artemas Newell, *Town Clerk.*

APRIL MEETING FOR COUNTY COMMISSIONERS.

[SEAL.] [SEAL.] [SEAL.] Norfolk, ss. } *To the Constables of the Town of* Brookline. } *Brookline,* Greeting:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline, qualified to vote in elections, to bring in to the Selectmen, at the Town Hall in said town, on the first Monday of April next, it being the fifth day of said month, at two o'clock in the afternoon, at which time and place the Polls will be opened, their votes for three County Commissioners and two special Commissioners for the County of Norfolk, being all inhabitants of different towns within said county, to serve for the term of three years and until others shall be chosen in their stead.

Given under our Hands and Seals this Twenty-Fifth day of March, Anno Domini One Thousand Eight Hundred and Forty-Seven. File E, 25.

JAMES BARTLETT,
DANIEL SANDERSON,
H. M. SANBORN,
} *Selectmen of Brookline.*

NORFOLK, ss. } APRIL 1, 1847. Pursuant to the within warrant I have
BROOKLINE. } notified the Inhabitants of the Town of Brookline herein described to meet at such time and place and for the purposes within mentioned, by leaving a printed notice to each and every house in said Town.

A. H. CLAPP, *Constable.*

A true copy of the Warrant and return.

Attest: ARTEMAS NEWELL, *Town Clerk.*

Agreeably to the above warrant the Polls were opened by the Selectmen for the purposes therein expressed, and remained open about two hours and a quarter when the polls were closed and the results found to be as follows:—

Whole number of Ballots for County Commissioners, Fifty One.

Samuel P. Lord	of Dorchester	had	Thirty Eight.	38.
James C. Doane	of Cohasset	"	Thirty Eight.	38.
Nathan Jones	of Medway	"	Forty Two.	42.
Aaron Prescott	" Randolph	"	Thirteen.	13.
Fisher A. Kingsbury	" Weymouth	"	Thirteen.	13.
Joseph Hawes	" Walpole	"	Nine.	9.

Whole number of ballots for Special Commissioners, Fifty One.

Timothy P. Whitney	of Wrentham	Thirty Eight.	38.
John J. Lowe	" Roxbury	Thirty Two.	32.
Laban Souther	" Cohasset	Thirteen.	13.
Michael Whittemore, Jun.	" Roxbury	Thirteen.	13.
Abraham F. Howe	" Roxbury	Four.	4.
Artemas Newell	" Brookline	Two.	2.

The votes were sorted and counted by the Selectmen and Town Clerk, the returns were signed by the Selectmen and Town Clerk, and sealed up with the Town seal in open Town Meeting.

Adjourned *Sine die.*

Attest: ARTEMAS NEWELL, *Town Clerk.*

SPECIAL MEETING, APRIL 12, 1847.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. }
BROOKLINE. } *To the Constables of the Town of Brookline*, GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline, qualified to vote in Elections, to meet at the Town Hall in said Town, on Monday the 12th day of April inst., at three o'clock in the afternoon, for the following purposes, viz.:

First. To choose a Moderator.

Second. To see if the Town will purchase a piece of land of Mr. Harrison Fay, for the purpose of obtaining gravel for the use of the Town, upon the same terms at which it was offered to a committee of the town who were chosen to investigate and report upon the subject of purchasing land about the Town House.

Third. To see if the Town will grant and appropriate a sum of money not exceeding One Hundred Dollars for the purpose of filling up and widening the travelled part of a portion of Newton Street between Clyde Street and Roxbury line.

Fourth. To see if the Town will grant and appropriate Seventy-Five dollars to finish a room under the Town Hall for a lock-up for prisoners that may be taken by the constables.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of the above notified meeting.

Given under our hands and seals this fifth day of April, A. D. One Thousand Eight Hundred and forty-seven. See file E, No. 26.

JAMES BARTLETT, DANIEL SANDERSON, H. M. SANBORN, } *Selectmen of Brookline.*

NORFOLK, ss. }
BROOKLINE. } APRIL 7, 1847. In pursuance of the foregoing warrant, I have notified the inhabitants of the Town of Brookline qualified to vote in elections, to meet at the time and place and for the purposes therein expressed.

FRANKLIN TUKEY, *Constable of Brookline.*

SPECIAL MEETING.

Agreeably to the foregoing warrant, the inhabitants of the Town of Brookline assembled at the Town Hall, April 12, 1847.

Marshal Stearns was chosen Moderator.

The second article in the warrant came up for consideration, relative to the purchase of land.

Daniel Sanderson, on behalf of the Selectmen, stated that the Selectmen had received of Mr. Fay the refusal of the piece of land offered to the committee referred to in the warrant upon the same terms, viz., six cents per foot.

The following vote was then passed after some discussion:

Voted, That the Selectmen be hereby authorized to purchase the Two Lots of land offered to the Town by Harrison Fay, containing, according to the plan, 68,450 feet, at six cents per foot, and the Treasurer is hereby authorized to give his note on behalf of the Town for the amount of said land.

The subject of making an appropriation for the repairs of Newton Street, under the Third Article in the warrant, next was taken up, and after some discussion it was—

Voted, That a further sum of not exceeding One Hundred Dollars be placed at the disposal of the Selectmen for the purpose of repairing Newton Street, the same to be granted and appropriated hereby.

Voted, That the sum of Seventy-five dollars be hereby granted and appropriated for the purpose of building a Lock-up under the Town Hall, and that the Selectmen be hereby instructed to carry the same into effect.

Voted, That the sum of One Hundred Dollars from the amount appropriated at the Annual Meeting for repairs of highways, be placed at the disposal of the Selectmen, to be by them appropriated for that purpose in such parts of the Town as they may deem expedient.

Adjourned without day.

Attest: ARTEMAS NEWELL, *Town Clerk.*

Militia Roll for 1847.

Fernald Butler
Isaac Dearborn
Henry Warren
Francis Wilbur
Franklin Morse
David A. Griggs
Thomas Rankin
Daniel Hyde
Daniel Sanderson, Jun.
Albert Sanderson
George Murdock
James H. Parks
David S. Coolidge
Charles Coolidge
Frederick Harryman
Willard Jackson
William J. Griggs
John Mills
John B. Libby
Morril S. Bean
Charles Whittemore
Orange Buck
Charles Pope
James Hobbs
Simon Herson
Ransom N. Weld
Alfred Page
Chandler
Charles D. Perry
Ivory Ross
Oliver Cousens
Isaac R. Atwood
Benj. F. Baker
John Park
Jon'n D. Long
Jason H. Bickford
Geo. F. Homer
D. H. Rogers
David Wilder, Jun.
Thomas Seaverns
Hezekiah Shailer
George Stoddard
William Snell
E. C. Emerson
E. R. Secomb
Lewis Colburn
Stephen R. Griggs
Joseph L. Stackpole
Freeman R. Howe
John Gustin
Henry Foale
William Stook
David Young
Calvin Smith
Reuben Wyman
Thos. Wentworth
Benj'n Young
Amos R. Binney
Homer Binney
Sylvester Kimball
Hazen Bradbury
Alfred Wansor
John Webb
Wm. C. Cunningham
Luther Seaverns
Joseph Huff
Watson Saunders
Nath. Sawyer
John Frazer
Augustus Allen
John A. Bailey
William Hardy
James M. Ingalls
Joseph Silver
John C. Piper
A. H. Lambert
Joshua F. Pray
Hiram Jones
W. K. Melcher
Charles P. Trowbridge
James M. Seamans
A. W. Seamans
Charles Lord
John Dustin
Marshal Glagier
Ansel Waterman
Charles Staples
G. C. George
G. B. George
George Atkinson
Stephen Blanchard
Edward Atkinson
John Carmody
Charles J. Higginson
James Morse
Ab'm C. Small
Ed'd Wakefield
Charles L. Palmer
Horace Cousens
Charles J. Morrill
Dennis Colburn
James Sanford
Nathan Sanford
Peter W. Pierce
James M. Edwards
James Roach
Charles W. Tolman
James Edmond
Ellis Austin
John Kenrick
Edward A. Wild
Willard Sears
George Colburn
Samuel Barker
Joseph Parsons
A. B. Allard
Thomas Allard
Isaac Allard
Henry Poor
Thomas B. Griggs
Henry Hills
Samuel A. Robinson
Moses Withington
William H. Dow
Francis H. Corey
Charles Bartlett
Lafayette Follett
Mark Piper
Samuel Carpenter
Geo. F. Bartlett
Amos Whittemore
Woodbury Kennister
Timothy Corey
William A. Willard
Francis Ward
Geo. W. Patten
F. A. Heath
Charles Heath
Aaron D. Fairbank
Charles Smith
William Douglass

Charles W. Scudder
John N. Turner
Francis A. Fabins
Benj. Bradley (Lin'n pl.)
Isaac Rich
Thomas H. Bacon
Joseph S. Bacon
Charles B. Dana
David Bryant
Nathaniel Lyford
Geo. S. Cushing
William W. Clement
J. Branford
P. T. Gillett
Charles True
Franklin Tukey
Oliver B. Delano
Ephraim Church
Mark F. Wiggin
Elkana Foss
Stephen Foss
Daniel Roberts
James Tuttle
Miron Lewis
Geo. A. Hall
John E. Brown
Francis McKenny
Harry Taber
Samuel Clark
John A. Bird
Jer'h Veazie
Hiram Cushman
Daniel A. Oliver
William A. Morse
Henry W. Carr
Geo. Griggs
William Bird
George D. Austin
Charles Craft
Thomas N. Woodward
Chauncy Woodward
John A. Higginson
John H. Webber
Joseph Little
Theodore Lovett
Andrew H. Newell
Henry Mann
Oliver Whyte
Daniel S. Kendall
Timothy Conant
Augustine Shurtleff
Clark L. Haynes
Isaac Brown
Ozias M. Page
R. McIntosh, 2d
Edwin Page
Benj. N. Jewett
David Whitney
Aaron Whitney
Moses R. Brown
Madison McIntosh
Henry Whitney
Thomas Pettengill
Geo. W. Stearns
Samuel Townsend, Jun.
Alfred Robie
Willard A. Humphrey
Samuel K. Philbrick
Russel T. Bean
Willard P. Brewer
Parker Ellis
John Maloon
E. T. Penniman
Eli D. Sanderson
Eben'r Reed
Lorenzo Willis
Charles A. Rice
W. W. Field
Simon Warren
Nathaniel Haley
Thaxter Prouty
George W. Goodnough
Samuel Pulsifer
Thadeus J. Townsend
Thomas C. Quimby
David Barry
Joseph L. White
William White
Joseph Gutterson
William Sanderson
John W. Warren
Charles Warren
Daniel Butters
James S. Amory
N. W. Brackett
William Bell
Edward N. Perkins
George Perry
Caleb Kenrick
Charles D. Head
Uriah Blaisdell
Samuel G. Snelling
Henry Weeks
Samuel Eliot
James Henry Parks
Janthus I. Rolfe
Jothn. Pray
James Sanderson
John Carleton
Hiram Waldron
William J. Hyde
Joseph Allen
Nathaniel Wormell
Stephen Wing
Hiram R. Bean
Simon W. Clifford
Charles Colbath
Nathaniel Brown
Joseph Aket
George Craft
Thomas Townsend
George Hancock

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Attest: A. Newell, *Town Clerk.*

BY-LAWS OF THE TOWN OF BROOKLINE,

As adopted by said town on the 8th day of April [March], 1847, as will appear on these records, page [228], and approved by the Court of Common Pleas, April 26, 1847, and published in a newspaper called the Norfolk County American, printed in said County, three weeks successively, to wit: June 5th, 12th & 19th, 1847:

Financial Concerns of the Town.

Section 1. The financial year shall begin on the first day of February and end on the thirty-first day of January, and it shall be observed in all cases by all persons in making and settling contracts for the Town.

Section 2. No bills of any kind shall be paid by the Town Treasurer, unless contracted in pursuance of a vote of the Town, or unless the same shall have been previously approved by the Selectmen, the School Committee, or some other committee duly authorized by a vote of the Town to contract on behalf of the Town.

Section 3. All bills for the support of schools, and all claims for the support of Paupers, shall be presented to the Treasurer and paid quarterly, viz.: on the first Monday of May, August, November & February.

Notification of Town Meetings.

Section 1. Printed notifications of all Town Meetings shall be left at the place of residence of every legal voter in the Town, at least four days before the day upon which the meeting is to be held; except in cases of receipt by the Selectmen of orders of notices from the Legislature, or other bodies, when, in the judgment of the Selectmen, a shorter notice will be sufficient.

Section 2. The notifications shall in all cases contain an ennumeration of all the subjects specified in the warrant.

Conveyances of Town Property.

Section 1. The Town Clerk, under the direction of the Selectmen, is forthwith to cause to be prepared a common seal for the use of the Town.

Section 2. All conveyances under seal which may hereafter be executed on behalf of the Town, or otherwise, shall be sealed with such common seal and subscribed by the whole board of Selectmen for the time being.

Section 3. The Town Clerk shall keep a true copy (in a Book to be kept for such purpose alone,) of all deeds, or other instruments executed by the Selectmen, in accordance with the provisions of this By-Law.

Taxes.

Section 1. All taxes shall be assessed in the month of May in each year, and the tax bills shall be delivered as soon as the assessment is completed.

Section 2. The taxes of all persons upon whom a poll tax only is assessed, shall be paid on or before the Twentieth of June, in each year. All other taxes shall be paid on or before the first day of October, in each year.

Section 3. The Assessors shall keep a record of all abatements of taxes, the names of parties taxed, and the reasons for, and amount of abatement.

Section 4. In all cases where tax bills are not paid at the time specified in the second section, it shall be the duty of the collector forthwith to issue a summons to each delinquent, and if such delinquent do not pay the amount of his tax within ten days after the issuing of the summons, with twenty cents more for the summons, the collector shall issue his warrant to an officer, who shall forthwith proceed to collect the amount due, in manner provided by law. Six per cent interest shall be charged on all tax bills from the time they respectively become due until paid.

The Engine Company.

Section 1. Until otherwise provided, there shall be one engine company, which shall have not exceeding forty-five members, including officers; such members to be appointed by the Selectmen, and to be removable at the pleasure of the Selectmen. No person shall be so appointed except he is eighteen years of age, and a resident in the Town, nor shall any one be appointed for a less term than six months.

Section 2. The company shall have a Foreman, an assistant Foreman, and a Clerk, who shall all be chosen by the company annually, at a meeting to be held in May, subject to the approval of the Selectmen.

Section 3. It shall be the duty of the Foreman to see that the Engine and apparatus, and Engine House are all kept neat, clean and in order for immediate use, and to preserve order and discipline at all times in the company.

Section 4. It shall be the duty of the Clerk to keep a record (in a book to be provided by the Selectmen) of the names of all the officers and members of the company, specifying the times of appointment, discharge, and age of each member, and the absence of each from all fires in this Town, and from the monthly meetings provided for in the Sixth Section, and also a full account of the Town property in charge of the company —this book to be always subject to the control and inspection of the Selectmen, and to be actually submitted to their inspection sometime in the months of July and January in each year. In the course of the same months, the clerk is to deliver to the Town Treasurer a certified list of the officers and members of the company, specifying the number of times (if any) each officer or member has absented himself as aforesaid.

Section 5. The company shall perform all duties by law required to be performed by engine men, and shall use their best endeavors, in as orderly and quiet a manner as possible, to extinguish all fires which may break out in this town. And in no instance shall the engine leave the Town without the consent of one or more of the fire-wards of the Town.

Section 6. On the return of the engine from the fire, the same shall be well and securely taken care of; and once a month the company shall meet for the purpose of examining the state of the engine and apparatus, and see that the same is in good repair and ready for use.

SECTION 7. The officers and members shall semi-annually receive from the Town Treasurer, on the first day of August and February, in full for their services, such compensation as the Selectmen may from time to time by vote determine. Provided that no member not appointed as provided in the first section, and no officer not approved as provided in the second section, shall receive any portion of such compensation.

SECTION 8. No claims whatever on account of said company, its members or officers, shall be paid by the Town Treasurer, except the compensation provided by the Seventh Section.

SECTION 9. The members of the company are not to meet in the Engine House for any purposes except those properly and reasonably connected with their duty as firemen, and no distilled or fermented liquors shall be used at any meeting whatever which shall be held in the Engine House. At any time when in the judgment of the Selectmen, the public good will be advanced thereby, all or any portion of the Company, its officers or members, may be dismissed from the service, or the Company disbanded.

HIGHWAYS.

SECTION 1. All persons intending to erect, repair, or take down any building, on land abutting on any way which this Town is obliged to keep in repair, and who desire to make use of any portion of said way for the purpose of placing thereon building materials or rubbish, shall, ten days at least before so placing any building materials or rubbish, give notice in writing to the Selectmen of such wish. And thereupon the Selectmen are to cause to be staked out such portion of said way to be used for such purpose, as in their judgment the necessity of the case demands, and the security of the public allows, and to grant a permit accordingly —such permit in no case to be in force longer than ninety days.

SECTION 2. It shall be the duty of every person to whom such permit may be granted, to place all his building materials and rubbish on the place designated by the Selectmen, and during the whole of every night, from twilight in the evening until the next morning, to keep lighted lanterns so placed as effectually to secure all travellers from liability to come in contact with such materials or rubbish.

SECTION 3. In case any person shall use any portion of such way for the purposes mentioned in the first section without the permit in writing of the Selectmen, as therein provided, or for a longer time than so permitted, or shall fail to comply with the requisitions of the second section, the party so in default shall forfeit and pay into the Town Treasury ten dollars for each offence, and shall also reimburse the Town all expenses by way of damages, or otherwise, which the Town may be compelled to pay by reason of the way being incumbered.

SECTION 4. No wooden building more than ten feet high shall be moved over any way in this Town, which this Town is obliged to keep in repair, without the written permit of the Selectmen being first obtained; and any person so moving, or assisting in moving any such building, without such permit being first obtained, or any such person who shall not comply with the restrictions and provisions which the Selectmen may think the public security demands, shall forfeit and pay into the Town

Treasury for every such offence twenty dollars, provided such restrictions and provisions are set forth in the permit. Provided, also, that the Selectmen shall in no case grant a permit for the removal of any building whatsoever which in the course of its removal will be likely to damage any trees, the property of individuals, whether standing in the road or in the field, unless the consent of such individuals is first had and obtained.

Section 5. In case any building shall be moved contrary to the provisions of the fourth section, the owner of the building shall reimburse the Town all expenses by way of damages, or otherwise, which the Town may be compelled to pay by reason of the way being incumbered.

Section 6. Whoever shall coast upon sleds in any of the streets or upon any of the sidewalks in this Town, shall forfeit and pay into the Town Treasury, for each offence, a sum not less than one dollar and not more than five dollars, to be paid by each offender or his or her parents or guardian respectively.

Hay Scales.

Section 1. The Selectmen shall appoint for a term of time, not exceeding one year, one person who shall have superintendence of the Hay Scales belonging to the Town, and such person may at any time be removed from office by the Selectmen.

Section 2. In all cases of temporary absence, or inability from any cause, properly to perform the duties of his office, the Superintendent shall procure, at his own expense, a substitute to perform such duties; such substitute in all cases to be approved by the Selectmen, and to be removable at their pleasure.

Section 3. It shall be the duty of the Superintendent to weigh all hay and other articles which may be offered to be weighed, and to conform to all such rules and regulations as shall be established by the Selectmen, concerning the scales and fees for weighing.

Vaccination of Children attending the Public Schools.

From and after the first day of May, 1847, no child shall be admitted into any public school in this town, unless he or she shall present to the instructor or instructress, a certificate from some physician, that he or she has been properly vaccinated; or unless the parents or guardians of such child shall certify in writing that such vaccination has been properly performed.

Animals Running at Large.

No horses or other grazing cattle or swine shall be suffered to run at large in this Town, or to feed by the roadside either with or without a keeper; and for every such animal so suffered to run at large not having a keeper, or to feed by the roadside either with or without a keeper, the owner shall forfeit and pay into the Town Treasury five dollars for every such offence.

Enforcement of By-Laws.

Until otherwise provided, all penalties which shall be recovered by reason of the breach of any of the foregoing By-Laws, shall be paid into

the Town Treasury for the use of the Town; and it shall be the duty of the Town Treasurer to prosecute for all such breaches, in the manner provided by Law.

March 8, 1847. Attest: ARTEMAS NEWELL, *Town Clerk.*

And now the Petitioners appear and enter their petition, and the court, after a full examination of the By-Laws aforenamed, approve of the same and order that they be recorded.

A true copy as appears of record.

Attest: EZRA W. SAMPSON, *Clerk.*

A true copy.

See file E, No. 28. Attest: ARTEMAS NEWELL, *Town Clerk.*

WARRANT FOR SPECIAL TOWN MEETING.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. }
BROOKLINE. } *To the Constables of the Town of Brookline,*

GREETING:

You are hereby required to notify the Inhabitants of the Town of Brookline qualified to vote in elections, to meet at the Town Hall in said Town, on Monday, the first day of November next, at two o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.

2. To act upon an order of notice which has been served upon the Town Clerk by the County Commissioners, upon the petition of Alvin Loker & 36 others for a new road from a point near the School House in Newton Street, Brookline, through lands of Hills, Humphrey, Hyde, Loker, and others, to the junction of Lowder's Lane with Centre Street in Roxbury; the Commissioners appointing Thursday, the 4th day of November next, to proceed to view said route.

3. To hear the report of the Committee on Ventilation, & to take such further action upon the subject of Ventilation as the Town may think proper.

4. To see if the Town will make an appropriation for repairs of the School House in School Street.

5th. To act upon an order of notice upon the petition of the "Grand Junction Railroad and Depot Company" to the Legislature for branch

Railroads from Chelsea, through Malden, Somerville, Charlestown, Cambridge, across Charles River to the Boston & Worcester Railroad near the Ship Yard bridge in Brookline.

6. To see if the Town will make some arrangement with the owners of land in the rear of of the Town House for mutual accommodation.

Hereof fail not, and make due return of this warrant with your doings thereon at the time and place of the said meeting.

Given under our hands and seals, at Brookline aforesaid, this Twenty-second day of October, A. D. One Thousand Eight Hundred and Forty-Seven.

JAMES BARTLETT,
DANIEL SANDERSON,
H. M. SANBORN,
} *Selectmen of Brookline.*

NORFOLK, SS. } OCTOBER 26, 1847. In pursuance of the foregoing warBROOKLINE. } rant, I have notified the inhabitants therein named to meet at the time and place and for the purposes therein expressed, by leaving a notification at the residence of each voter.

ELISHA STONE, *Constable of Brookline.*

See file E, No. 29. A true copy. Attest: A. NEWELL, *Town Clerk.*

In pursuance of the foregoing warrant, the inhabitants of the Town of Brookline assembled at the Town Hall, on Monday, the first day of November, 1847.

Marshal Stearns was chosen Moderator.

The second article in the Warrant, in relation to the petition of Alvin Loker & others for a new road, came up for consideration, and it was— (See file E, No. 30.)

Voted, That the Selectmen be a committee to appear before the County Commissioners, and oppose, in behalf of the Town, the laying out of the new road as petitioned for by Alvin Loker & 36 others, on the ground that it will be of no public benefit either to the Town or County.

The Third Article in the warrant, to hear the report of the Ventilating Committee, &c., was taken up, and after some remarks by George Griggs, Esq., Chairman of the Committee, he presented the following report:

The Chairman of the Committee on Ventilation begs leave to report, that of the $500 appropriated by the Town to defray the expense of ventilation, there has been expended about $350 in ventilating the Town Hall, the High School, & the School House in Newton Street; that owing to a division of opinion in the committee, further progress cannot now be made in the subject of ventilation without some further action on the part of the Town. GEORGE GRIGGS, *Chairman.*

Nov. 1, 1847. See file No. 31.

After some debate, Mr. John F. Edwards, in behalf of himself and Mr. Willard Sears, other members of the committee, offered the following report:

The undersigned, members of the Committee for Ventilating the Public Buildings of Brookline, respectfully present the following statement of their doings: That in August last they put a ventaduct on the High School House, and also introduced cold air to the room, at an expense of $63.46. That they also ventilated the School House at Putterham, so called, at an expense of $30.60. They then postponed all further action until they should learn the success of the plans adopted at the above-named buildings.

All of which is respectfully submitted,

by JOHN F. EDWARDS,
WILLARD SEARS. See file E, No. 31.

After a long explanation by Mr. Griggs, which had been reduced to writing by him, and which was responded to by the other members of the committee, and the whole subject having undergone quite a lengthy and animated discussion, in which it was shown that there existed quite a diversity of opinion among the members of the committee, which, during such a state of things, might be an obstacle to the complete accomplishment of the objects of the Town in regard to ventilation, it was—

Voted, That the reports of the Majority and Minority of the Committee be accepted, and that the Committee be discharged; that a committee of three be chosen to examine the bills that have been incurred both by the Minority and Majority of the Committee, and all bills that shall be approved by said Committee shall be paid by the Treasurer.

The following named gentlemen were chosen a committee to attend to said duty: William I. Bowditch, Samuel Philbrick, & George Stoddard.

Voted, That the same Committee have authority to complete the ventilation of the public school rooms in the Town which have not already been ventilated, if it can be done within the appropriation of $500, already made. See file No. 31.

Voted, That the 4th article in the warrant, in relation to repairs of the School House in School Street, be indefinitely postponed.

Voted, That the consideration of the 5th Article in the warrant, relating to branch Railroads, be indefinitely postponed. See file No. 32.

The 6th Article was taken up for consideration, in regard to lands in rear of the Town House.

Dr. Wild made some remarks in explanation of the objects for which the article was introduced into the warrant, and as one of the proprietors of land in the rear of the Town House, his object was to make a proposition to the town to grade and finish off the gravel bank, in a proper manner, without any expense to the Town other than the relinquishment to the said proprietors of all the gravel that it might be necessary to move to effect the object.

The subject was disposed of by the following vote:

Voted, That a committee of two persons be appointed to act in conjunction with the board of Selectmen, with plenary powers to make any equitable arrangement with the proprietors of the land adjoining the Town's land in the rear of the Town Hall, in regard to removing gravel and making banks as they shall deem expedient. See file E, No. 33.

Messrs. Samuel Philbrick & Charles Stearns, Jun., were appointed to act on said committee.

Voted, To adjourn without day.

Attest: A. Newell, *Town Clerk.*

NOVEMBER MEETING, 1847.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. }
BROOKLINE. } *To the Constables of the Town of Brookline*, GREETING:

In the name of the Commonwealth of Massachusetts, you are required to give at least seven days' notice to the inhabitants of said Town, qualified to vote in elections, by leaving a printed notification at the residence of each and every voter to meet at the Town Hall in said Town, on Monday, the 8th day of November next, at one o'clock in the afternoon, it being the second Monday in said month, at which time and place the Polls will be opened by the Selectmen for the following purposes, to wit:

1. To determine whether this town will send a Representative to the next General Court.
2. To receive the votes of the said Inhabitants, on one ballot, for the following officers, viz.: Governor and Lieutenant-Governor of this Commonwealth, Three Senators for the County of Norfolk, and a Representative to the next General Court, if the town so determine.

Hereof fail not, and make due return of this warrant, with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, at Brookline aforesaid, this Twenty-Second day of October, A. D. One Thousand Eight Hundred and Forty-Seven.

JAMES BARTLETT,
DANIEL SANDERSON,
H. M. SANBORN,
} *Selectmen of Brookline.*

NORFOLK, ss. }
BROOKLINE. } OCTOBER 26, 1847. In pursuance of the foregoing warrant, I have notified the inhabitants qualified to vote in elections, to meet at the time and place & for the purposes therein expressed, by leaving a notification at the residence of each voter.

ELISHA STONE, *Constable of Brookline.*

A true copy. Attest: A. NEWELL, *Town Clerk.*

In pursuance of the foregoing warrant, the Polls were opened by the Selectmen at one o'clock P. M., on the said 8th day of November, 1847, and were kept open, by vote of the Town, until 4 o'clock P. M., when they were closed, and the result found to be as follows, to wit:

1st. *Voted*, To send a Representative to the next General Court.

The whole number of ballots cast for Governor were Two Hundred and Forty-Six. 246.

George A. Briggs of Pittsfield	received	One Hundred & Thirty-Eight.	138
Caleb Cushing of Newburyport	"	Fifty-five.	55
Francis Baylies of Taunton	"	Fifty-one.	51
Stephen C. Philips of Salem	"	One.	1
Samuel E. Sewell		One.	1

Whole number of Ballots for Lieut.-Governor Two Hundred & Forty-four. 244.

John Reed of Yarmouth	Received	One Hundred & Thirty-Eight.	138
Henry W. Cushman of Bernardston		Fifty-four.	54
Charles W. Moore	" Charlestown	Fifty-one.	51
John G. Palfrey	" Boston	One.	1

Whole number of ballots for Senators Two Hundred & Forty-Six. 246.

Truman Clark	of Walpole Rec'd	One Hundred & Forty.	140
David A. Simmons	" Roxbury "	One Hundred & Thirty-Eight.	138
James C. Doane	" Cohasset	One Hundred & Forty.	140
Edgar K. Whitaker	" Needham	Fifty-Six.	56
Asa Pickering	" Bellingham	Fifty-four.	54
Isaac Tower	" Randolph	Fifty-four.	54
Minot Thayer	" Braintree	Fifty.	50
John C. Scammel	" Bellingham	Forty-nine.	49
Ira Gill of Walpole		Forty-nine.	49
Marshal P. Wilder of Roxbury		One.	1

Whole number of Ballots for Representative to Gen. Court One Hundred forty-Seven.

Marshal Stearns	had Ninety-Two.	92
James Bartlett	Fifty-four.	54
John N. Turner	Fifty-four.	54
John Howe	Forty-five.	45
Charles Stearns & Otis Withington	each one.	2

There was no choice of Representative.

The returns were signed by the Town Clerk & Selectmen, and sealed up in open meeting. File E, No. 35.

The meeting was then dissolved.

Attest: A. NEWELL, *Town Clerk.*

4th MONDAY OF NOVEMBER MEETING, 1847.

COMMONWEALTH OF MASSACHUSETTS.

[SEAL.] [SEAL.] [SEAL.] NORFOLK, ss. BROOKLINE. } *To the Constables of the Town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify the inhabitants of the Town of Brookline qualified to vote in elections, to meet at the Town Hall in said Town, on Monday, the 22nd day of November inst., it being the fourth Monday of said month, at one o'clock in the afternoon, at which time and place the polls will be opened by the Selectmen for the purpose of electing a Representative to the next General Court.

You are also hereby required to notify the said inhabitants to meet at said Town Hall on said 22nd day of November, at half-past three o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To see if the Town will take measures to complete the arrangements with owners of land adjoining the Town House Lot for mutual accommodation. Also, to see if the Town will authorize the purchase of a Lantern, to be placed at the door of the Town House.
3. To hear and act upon the request of the Prudential School Committee for the North District, for an appropriation for repairs of the School House in said District.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of the meeting aforesaid.

Given under our hands and seals this eleventh day of November, A. D. One Thousand Eight Hundred and forty-seven.

JAMES BARTLETT, DANIEL SANDERSON, H. M. SANBORN, } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE. } Nov. 18, 1847. In pursuance of the foregoing warrant to me directed, I have notified the said inhabitants to appear at the time and place and for the purposes therein expressed.

See file E, No. 36. CHARLES D. PERRY, *Constable of Brookline.*

In pursuance of the foregoing warrant, the Polls were opened by the Selectmen on the said 22nd day of November, 1847, for the choice of Representative to the next General Court, and were kept open 2 hours and a half, by vote of the Town, when they were closed, and votes were sorted and counted by the Selectmen and Town Clerk, and the result found to be as follows:

Whole number of votes cast were One hundred & fifty-six.
Necessary for a choice, Seventy-nine.
John Howe receiving Seventy-nine, and is chosen.
Marshal Stearns received Thirty-Two.
John N. Turner " Twenty-Six.
Augustus W. Seamans " Thirteen.
James Bartlett " Five.
Theodore Lyman " One.

Minutes No. 37, File E. Attest: A. Newell,
Town Clerk.

The meeting notified to take place at half-past three o'clock in the afternoou of said 22nd day of November, was called to order by the Town Clerk, and James Bartlett was chosen Moderator.

That portion of the second article in the warrant relating to lands about the Town House, was disposed of by the following vote:

Voted, That the subject of making arrangement with owners of land adjoining the Town House lot be submitted to the same committee to which was refered the subject of making arrangement with owners of land in the rear of the Town House at a former meeting, and that the Selectmen be authorized to notify all concerned by this vote that a final and full arrangement may be made of matters connected with this subject.

Voted, That the Selectmen be and are hereby authorized and instructed to purchase two such lanterns as they shall deem suitable, one to be placed over the steps by an arch at the entrance of the Town Hall, and the other to be placed over the steps at the entrance from the street, by an arch also, and that the said Selectmen draw on the Treasurer for the expense of the same.

The 3d article in the warrant came up for consideration, in relation to the repairs of the School House in School Street, and Marshal Stearns, in behalf of Charles Stearns, Jun., the Prudential School Committee for said District, presented a Memorial setting forth the nature of the repairs, and the expense of the same, which was Three Hundred and Ninety Dollars and 40 cents, and requested that an appropriation for the payment of that sum be made.

The memorial was accepted, and will be found on File E, No. 38.

Voted, That the sum of Three Hundred Ninety & $\frac{40}{100}$ Dollars be appropriated for the payment of the expense of repairs of the School House in School Street, and that the Treasurer be hereby authorized to borrow that amount, provided there is not a sufficient sum unappropriated in the Treasury, and that the same be paid to Charles Stearns, Jun., to reimburse him for the said expenditure.

Adjourned without day.

Attest: A. Newell, *Town Clerk.*

SPECIAL MEETING, DECEMBER 6, 1847.

[SEAL.] [SEAL.] [SEAL.] Commonwealth of Massachusetts.

Norfolk, ss. } Brookline. } *To the Constables of the Town of Brookline*, Greeting:

In the name of the Commonwealth of Massachusetts, you are required to notify the inhabitants of the Town of Brookline, qualified to vote in elections, to meet at the Town Hall in said Town on Monday, the 6th day of December next, at one o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To see whether the Town will enter into a definite arrangement in relation to the lot of land under and about Dr. Pierce's church, so that the land owned by the first Parish and Church, or either of them, may be owned free from all right, or claim of right, on the part of the Town.

3. To see whether the Town will make an appropriation for a furnace for the High School.

4. To see whether the Town will cause some Horse Sheds to be erected in the vicinity of the Town Hall.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of the said meeting.

Given under our hands and seals this Thirtieth day of November, A. D. One Thousand Eight Hundred & Forty-Seven.

DANIEL SANDERSON, } *Selectmen of*
H. M. SANBORN, } *Brookline.*

NORFOLK, ss. } DEC. 2, 1847. In pursuance of the foregoing warrant,
BROOKLINE. } to me directed, I have notified the said inhabitants to meet at the time and place and for the purposes therein expressed, by leaving a printed notification at the residence of each voter.

A. H. CLAPP, *Constable of Brookline.*

A true copy. Attest: A. NEWELL, *Town Clerk.*

Entered in file E, No. 39.

In pursuance of the foregoing warrant, a Town meeting was held at the time appointed, Monday, December 6, 1847.

Mr. Daniel Sanderson was chosen Moderater at a quarter before two o'clock—but fifteen persons present.

The second Article in the warrant came up for consideration, in relation to the land about Dr. Pierce's Church.

The subject was debated at some length by Mr. Bowditch (who explained the present situation of the land, it being encumbered by certain agreements made between the Town & Parish in 1834, which served as an incubus to the free action on the part of the Parish in making such improvements as they now proposed to make), and by George Griggs, Esq., Dr. Wild, Mr. Philbrick, and some others, and was disposed of, on motion of W. I. Bowditch, Esq., by the following vote:

Voted, That the Selectmen be and they are hereby directed to execute, acknowledge and deliver to the First Parish in Brookline a quit-claim deed on the part of the Town, releasing in fee simple all the right of the Town in and to

all that lot of land on which the meeting house now stands, bounded north and west by Walnut Street, south by land formerly of Samuel Clark, east by a line identical with the east side of the range of horse sheds standing in the rear of the late Town House, north by a line passing along the north side of the shed nearest said house, and east by a line drawn parallel to the west side of said House and fifteen feet distant therefrom, upon receiving from said Parish a like deed of release to this Town and all persons claiming under it, of all the residue of the land described in the deed to this Town from William Aspinwall and Stephen Sharp, dated Sept. 5, 1804, and recorded with Norfolk deeds, Lib. 25, fol. 152. But the legal rights of the owners of the Horse Sheds standing on the land to be released to the Parish, are to be excepted in the deed, and the Town is to covenant that the triangular lot of land lying east of the estate of John E. Thayer shall forever remain open and unencumbered, for the benefit of light, air and prospect for the adjoining estates. See file E, No. 46.

The third article in the warrant, in regard to an appropriation for a Furnace for the High School, was disposed of by the following vote:

Voted, That the sum of Two Hundred dollars be appropriated for a furnace in the High School.

Voted, That the Treasurer be authorized to borrow the sum of Two Hundred Dollars for the purpose of meeting the above appropriation, if necessary.

Voted, That the Town cause Horse Sheds to be erected on the grounds in the rear and about the Town House.

Voted, That the subject of erecting Horse Sheds be refered to the Committee who were appointed at a former meeting to arrange with owners of land about the Town House.

Voted, That the Town Clerk be hereby instructed to read the warrants for all future Town Meetings, within five minutes of the time specified in the warrant for calling such meetings respectively.

Adjourned without day.

Attest: A. Newell, *Town Clerk.*

SPECIAL TOWN MEETING, FEBRUARY 3, 1848.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. } *To the Constables of the Town of Brook-*
BROOKLINE. } *line,* GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the Inhabitants of the Town of Brookline qualified to vote in elections, to meet at the Town Hall in said Brookline, on Thursday, the Third day of February next, at 2½ o'clock P. M., for the following purposes, to wit:

1. To choose a Moderator.
2. To act upon an order of notice from the Legislature on the petition of the Mayor of the city of Roxbury, that that city may be constituted the county seat instead of Dedham.
3. To act upon the order of notice from the Legislature on the petition of George R. Russell and others for a Railroad from West Roxbury to Brookline.
4. To receive and act upon the report of any committee which may be prepared to report.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals this twenty-eighth day of January, A. D. One Thousand Eight Hundred & forty-eight.

JAMES BARTLETT,
DANIEL SANDERSON,
H. M. SANBORN,
} *Selectmen of Brookline.*

NORFOLK, ss. } TOWN OF BROOKLINE.
Feb. 1, 1848. } Pursuant to the within warrant, I have notified the Inhabitants of the Town of Brookline herein described to meet at the time & place & for the purposes within mentioned, by leaving a printed notice at the residence of said voters in said Town.

ELISHA STONE, *Constable of Brookline.*

See file E, No. 41. A true copy. Attest: A. NEWELL, *Town Clerk.*

Agreeably to the notice issued by virtue of the foregoing warrant, the inhabitants of the Town of Brookline assembled at the time and place as therein set forth.

The meeting was called to order by the Town Clerk at half-past two o'clock, and Daniel Sanderson was chosen Moderator.

The 2d Article in the warrant, in regard to the removal of the county seat, was taken up, and after some debate it was

Voted, That our Representative be requested to oppose the granting the petition of the Mayor of the city of Roxbury to have the county seat removed, unless that city will pay all the expense attending such removal.

The said petition & order of notice thereon will be found on file E, No. 42.

Article 3d in the warrant was disposed of, without discussion, by the following 3 votes: File E, No. 44.

Voted, That in the opinion of the inhabitants of Brookline no such necessity or public inconvenience exists as calls for the granting of the petition of George R. Russell and others, inasmuch as the petitioners can obtain ample railroad accommodation with the city of Boston by means of a branch to the Providence road, and because the travel from West Roxbury more naturally falls into the Providence than into the Worcester Railroad.

Voted, Therefore, that if for no other reason, we are earnestly opposed to any road which, like this, thus unnecessarily must make a bad crossing over the principal street in the Town.

Voted, That the Selectmen be requested to forthwith to lay before the Legislature an attested copy of these votes as constituting a remonstrance on the part of the Town against the granting of such petition. See file E, No. 43.

There were no committees to report under the 4 Article.

Voted, To adjourn.

Attest: A. Newell, *Town Clerk.*

WARRANT FOR ANNUAL MEETING, 1848.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. }
BROOKLINE. } *To the Constables of the Town of Brookline,*

GREETING:

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of Brookline qualified to vote in elections, to meet at the Town Hall in said Town, on Monday, the sixth day of March next, at half-past one o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To choose the necessary Town Officers for the ensuing year.
3. To hear the reports of Town Officers and committees.
4. To bring in their votes for county Treasurer.
5. To revise the Jury Box.
6. To see if the Town will choose a committee to confer with the Water Commissioners concerning the land that was taken from the road for the reservoir; also, on the subject of lowering the road over Bradley's Hill, so called.
7. To Act upon the petition of sundry persons, inhabitants of this Town, for a Town Road to be laid out and constructed from Washington Street, on the westerly side of the Town House, through Mechanics place, so called, to Harvard Street.
8. To see if the Town will grant and appropriate a sum of money for the purpose of laying Flagging Stones across Washington Street in the Village.
9. To see if the Town will annex the new Road in the south part of the Town to Newton Street Highway District, or otherwise provide for keeping it in repair; also, to give said new road a name.
10. To grant and appropriate such sums of money as be necessary to meet the expenditures of the Town the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place as above named. Given under our hands and seals this Twenty-Eighth day of February, Anno Domini One Thousand Eight Hundred and Forty-eight.

JAMES BARTLETT, } *Selectmen of*
H. M. SANBORN, } *Brookline.*

NORFOLK, ss. BROOKLINE, March 2, 1848. In pursuance of the foregoing warrant to me directed, I have notified the said Inhabitants to meet at the time and place and for the purposes therein expressed, by leaving a printed notification at the residence of each of said voters.

FRANKLIN TUKEY, *Constable.*

A true copy of the warrant and return.

See file E, No. 45. Attest: A. NEWELL, *Town Clerk.*

In pursuance of the foregoing warrant, the Inhabitants of the Town of Brookline assembled at the Town Hall at half-past one o'clock P. M., on Monday, the sixth day of March, 1848.

The meeting was called to order by the Town Clerk, and Dr. Pierce conducted to the Desk, who opened the meeting with Prayer.

James Bartlett was then chosen Moderator.

Artemas Newell was re-elected Town Clerk, and was immediately sworn to the faithful discharge of the duty by the Moderator.

Dr. Charles Wild, in behalf of the Town Treasurer and Auditing Committee, made the following report:

TREASURER'S REPORT.

In pursuance of the provisions of the Laws of the Commonwealth requiring Treasurers of Towns to make report annually of their official acts, the Treasurer would submit the following report:

Balance of cash on Hand at last Audit	$814 58
Received into the Treasury for Taxes and from sundry other Sources during the year	9874 15
Leaving the resources for the year	$10688 73
From which has been paid by orders of the Selectmen, School Committee, votes of the Town, and for County Taxes	10189 22
Leaving a balance in the T.	$499 51

For a detailed account of the receipts and expenditures, reference may be had to the Auditors' printed report.

The debts of the Town, including interest computed to February 1, 1848, amount to the sum of Six Thousand Three Hundred Thirty-Three dollars and Sixty-Eight cents.

BROOKLINE, March 6, 1848.

All of which is respectfully submitted,

See file E, No. 46. A. NEWELL, *Treas.*

Voted, That the report be accepted.

George F. Homer, Esq., in behalf of the School Committee, made a Report. It was—

Voted, To accept the report of the School Committee, and that it be printed and distributed, one copy to each family in the Town.

The report will be found on file E, No. 49.

Voted, To choose three Selectmen.

Proceeded to ballot for three Selectmen, which resulted in the choice of

James Bartlett,
Hugh M. Sanborn, } Selectmen.
John W. Warren,

Voted, To choose three Assessors.

Proceeded to ballot for Assessors, which resulted in the choice of Charles Stearns, Jun., Thomas Griggs, Royal McIntosh.

Voted, That the Treasurer be collector of Taxes for the ensuing year.

Stephen S. C. Jones was chosen Treasurer & Collector.

Voted, To open the Polls for County Treasurer.

John Bullard, Esq., of Dedham, received the whole number of votes given in for County Treasurer—being Eighty-Five.

Voted, To proceed to the choice of School Committee, to consist of five.

Rev. William H. Shailer, William I. Bowditch, Esq., George F. Homer, Rev. Joseph Haven, Jun., were chosen, leaving one vacancy.

Mr. Bowditch, after some remarks, declined to accept or serve as one of the School Committee.

Mr. Shailer also made some remarks, but desired to have time to consider before giving his decision.

The meeting then adjourned for one week, to Monday, the 13th inst., at half-past one o'clock P. M.

Attest: A. Newell, *Town Clerk.*

Agreeably to the laws of the Commonwealth, the Town Clerk forthwith issued his warrant to Constable Clapp,

requiring him to summon the several persons who had been chosen to office, of whom an oath was required, to appear before said Clerk within seven days from the receipt of such notice, to take the oath required by law to qualify them for the discharge of the duties of the several offices to which they have been respectively chosen.

March 7, 1848. Attest: A. Newell, *Town Clerk.*

Mar. 8. John Warren appeared and declined to serve as a Selectman for the ensuing year.

Attest: A. Newell, *Town Clerk.*

Norfolk, ss.

March 10. Then personally appeared Stephen S. C. Jones and made oath that he would faithfully and impartially discharge the duties of Treasurer and Collector during the ensuing year.

Attest: A. Newell, *Town Clerk.*

Norfolk, ss.

Then personally appeared the persons hereafter named and took the oath required by law to qualify them for the discharge of the duties of the several offices to which they have respectively been elected.

Mar. 14.	James Bartlett	as Selectman & Highway Surveyor.
"	Hugh M. Sanborn	" Do. & Highway Surveyer.
"	Bela Stoddard	" Do.
"	Samuel A. Walker	" Field Driver.
16.	Charles Warren	" Highway Surveyor & Field Driver.
"	Clark L. Haynes	" Fence Viewer.
18.	Francis H. Corey	" Do. Do.
"	William White	" Highway Surveyor.
"	Thomas N. Woodward	" Do. Do.
"	David S. Coolidge	" Do. Do.
20.	Mark W. Sheafe	" Do. Do.
21.	Simon Warren	" Field Driver & Highway Surveyor.
22.	Samuel Hills	" Do. Do. Do. Do.
27.	E. Stone	" Surveyor of Wood & Lumber.
	Jesse Bird	" Surveyor of Highways.
May 1.	Charles Stearns, Jun.,	Sworn as Assessor.
	Thomas Griggs	" " "
	Royal McIntosh	" " "

ADJOURNED ANNUAL MEETING, MARCH 13, 1848.

In pursuance of the adjournment on the Sixth inst., the inhabitants of the Town of Brookline assembled for the purpose of attending to the unfinished business of the Town.

The meeting was called to order by the Moderator, Mr. Bartlett, and proceeded to make choice of such officers as were not elected on the Sixth inst.

First, Balloted for a Selectman to fill the vacancy occasioned by John W. Warren declining to serve in that capacity.

Mr. Jesse Bird was chosen; he declined to serve, and was excused.

Moses Withington was then chosen, who also declined and was excused.

Bela Stoddard was then chosen, which makes the board of Selectmen for the year complete, to wit:

James Bartlett,
Hugh M. Sanborn, } Selectmen.
Bela Stoddard,

Proceeded to fill the existing vacancy in the School Committee by electing Samuel Philbrick.

The following named persons were chosen Prudential School Committee:

Charles Stearns, Jun., for North District.
Mark W. Sheafe, " Middle "
Simon W. Clifford, " South "

Voted, To choose Ten Highway Surveyors by Ballot.

HIGHWAY SURVEYORS.

1.	David S. Coolidge,	Harvard Street	District.
2.	James Bartlett,	Washington "	"
3.	Jesse Bird,	Walnut "	"
4.	Charles Warren,	Warren "	"
5.	Mark W. Sheafe,	Heath "	"
6.	Samuel Hills,	Clyde "	"
7.	Thomas N. Woodward,	Newton "	"
8.	Simon Warren,	Boylston "	Western District.
9.	William White,	Brighton "	"
10.	H. M. Sanborn,	Boylston "	Eastern "

George Stoddard, } Signified acceptance, March 15th.
Seth T. Thayer, } were chosen FireWards. Attest: A.N.
Augustus Allen, }

Clark L. Haynes, Caleb Clark were chosen Fence Viewers.

Voted, To choose five Constables for the ensuing year.

A. H. Clapp,
H. M. Sanborn,
Franklin Tukey, } Were chosen Constables.
William Hardy,
Charles D. Perry,

Clapp, Sanborn & Tukey were forthwith sworn to the faithful discharge of the duty by the Town Clerk.

Voted, To choose ten Field Drivers, as follows:

1. Samuel A. Walker.
2. Henry Corey.
3. Samuel Philbrick.
4. Charles Warren.
5. Mark W. Sheafe.
6. Samuel Hills.
7. William J. Hyde.
8. Simon Warren.
9. Joseph S. White.
10. A. Newell.

Mess. Abijah W. Goddard, William I. Bowditch, Charles W. Scudder, were chosen Comittee on Accounts.

Mr. Bird, in behalf of the Cemetery Committee, submitted the following report:

REPORT OF THE CEMETERY COMMITTEE.

The Cemetery Committee of the Town of Brookline respectfully ask leave to report that—

The receipts of money since last report have been . .	$40 00
Balance from last report	238 22
	$278 22
The disbursements for the same period	19 76
Leaving Bal. in Treasury of	$258 46

From returns made by the sexton, it appears there has been 40 deaths within the Town during the year; of this number 28 have been interred here, with the addition of 6 brought from other places.

All of which is submitted. By order of the Committee,

BROOKLINE, March 1, 1848. JESSE BIRD,
See file E, No. 47. HARRISON FAY.

Mess. Jesse Bird, Harrison Fay, Augustus Aspinwall were chosen Cemetery Committee.

Elisha Stone, Jeremiah Lyon, were chosen Surveyors of Wood & Lumber.

Mr. Bowditch, in behalf of the committee chosen Nov. 1, 1847, to approve bills and complete the ventilation of the public buildings, presented the following report:

REPORT OF 2D COMMITTEE ON VENTILATION.

The Committee appointed Nov. 1, 1847, to examine the bills incurred by the committee on ventilation, respectfully report:

At our first meeting, held Nov. 5, the following bills were presented to us for examination:

	Original amount	Deducted by us.	Allowed.
John F. Edwards	$30 16	$1 87	$28 29
Cornelius Crowley	24 23	. .	24 23
Elisha Stone	10	. .	10
Lewis Jones & Sons	157 29	. .	157 29
Franklin Tukey	122 17	7 25	114 92
George Griggs	10 75	6 25	4 50

The last bill was subsequently withdrawn by Mr. Griggs, and a new one of $4.50 presented, in which were included only those items of the previous bill which we had approved. The bills thus approved amount to $339.23.

Under the authority conferred upon us to complete the ventilation of the School Rooms, we have expended $10.25 in work done on the Middle District School House. We deemed it inexpedient at present to incur any expense in ventilating the School House in the North District. Having thus, as we thought, completed the duties imposed on us, we prepared to report at the last Town Meeting. Our report was not, however, presented, because Mr. Griggs informed us that there was another bill for us to examine. Accordingly, on the 24th of February we had a meeting to act upon this claim. It proved to be the balance of the account of Lewis Jones & Son; the whole amount of this account is $255.33. Of its various items we had previously approved all those for the ventilators on the Town Hall, the High School House, and the School House in Newton Street, amounting to $157.29, and Mr. Clifford, the Prudential Committee for the Southwest District, has, we understand, approved items amounting to $3.02, leaving $95.02 as the balance for which our approval was asked. This expense was incurred in procuring and placing two ventilating stoves and some funnel in the High School House and the School House in Newton Street. After deliberation, we decided that we had no authority to approve this claim.

At the Town Meeting held Nov. 1, 1847, Mr. Griggs, as chairman of the committee on Ventilation, reported as follows: "Of the $500 appropriated by the Town, there has been expended about $350 in defraying

the expense of ventilating the Town Hall, the High School House, and the School House in Newton Street." This sum, then, (at $350,) was all which the committee on Ventilation considered a rightful charge against that appropriation of $500, was all which they claimed had been expended for ventilation. The bills which were presented to us in November amounted to $364.60. They were the only bills alluded to by the chairman in his report, as he himself informs us; on his own showing they constituted all the bills incurred for Ventilation. We were therefore appointed to examine these bills, amounting to about $350. This was the extent of our authority, and this duty we think was completely performed last November. Accordingly, we have decided that we have no authority to allow the balance of this claim. It is a claim which the committee itself deliberately decided not to be a rightful charge upon the appropriation for Ventilation, and which it has so reported to the Town.

We have not been led to this decision by any desire to embarrass Mr. Griggs or the Town, or to avoid labor, but the only correct way for committees to act is to act within the scope of their authority. If such a rule had been followed by the chairman of the committee on ventilation, no trouble would have arisen. Nor have we desired to avoid the responsibility of expressing an opinion upon the merits of this claim, because we should have rejected it if we had considered that we had authority so to do.

See file E, No. 48. WILLIAM I. BOWDITCH, *Chairman.*

After some remarks by Mr. Geo. Griggs in explanation of the bill referred to in the report, it was—

Voted, That the report be accepted, and that the Selectmen be authorized to return the two ventilating stoves to Mess. Lewis Jones & Son, and to settle and pay the balance of their bill.

Mr. Bartlett, in behalf of the committee appointed to arrange about Gravel Banks, &c., made the following report:

REPORT OF COMMITTEE ON GRAVEL BANKS.

The Committee appointed by the Town of Brookline to enter into arrangements with the owners of land bounding on the Town House lot for removing the gravel and grading the bank, &c., and also to prepare and report estimates of the expense which would be required for the erection of horse sheds around the Town House, would now report:

That they have made arrangements with David R. Griggs for laying a stone wall five feet high on the line of his land, at the expense of the Town, on condition that said Griggs should first remove all the gravel between the Town House and his line, on a grade descending from the present grade around the Town House; and also grade the bank on his own land, sloping back from the bottom of said wall. The grading is now nearly completed, and the stones are in readiness for laying.

Subsequent to this agreement, your committee have rec'd a written communication, signed by John Gibbs, Thomas Seaverns, David R. Griggs, and Dr. Charles Wild, proposing to open a public passage way, 24 ft. in width, through land from Washington Street to Mechanics Place, so called, on Harvard St. Making the boundary line between land of David R. Griggs and the Town the centre of said passage way, offering their land gratis, provided the town would do likewise, and assist them in the completion of the project. As this proposition embraces the surrender of a strip of land twelve feet in width from the easterly side of the Town land for a public passage way, your committee did not consider themselves authorized to act upon it further than to lay it before the Town, recommending its acceptance on the part of the Town, provided the whole expense of laying out, grading & completing said passage way, should be paid without assistance from the Town.

If this proposition should meet the approbation of the Town, and be carried into effect, it will not release the Town from the expense of laying the partition wall before named. Your committee therefore request an appropriation of One Hundred & Ten dollars to meet that expense.

The present unfinished condition of all the gravel banks on the adjoining lands around the Town House, together with the pending project for opening the passage way above named, and the probability that attempts may soon be made for widening the present passage way on the western side of the Town house, render it inexpedient, in the opinion of your committee, for them to prematurely procure estimates or offer any opinion in regard to the expense of erecting horse sheds back of the Town House at the present time.

All of which is submitted by your committee, with a request to be discharged from the further consideration of this subject.

BROOKLINE, Feb. 18, 1848.

See file E, No. 50.

JAMES BARTLETT,
DANIEL SANDERSON,
H. M. SANBORN,
CHARLES STEARNS, JUN.

Voted, That the report be accepted.

After a lengthy discussion in relation to the expediency of adopting the reccommendation of the committee "to lay out a road on the easterly side of the Town House," it was

Voted, That the Selectmen be requested to lay out a Road, agreeably to the reccommendation of the Committee, on the East Side of the Town House, provided said Road shall not be laid out less than Thirty feet in width.

The Fifth Article in the warrant was taken up, "To revise the Jury Box," and the following list of names were recommended by the Selectmen and approved:

List of Jurors offered to the Town for approval by the Selectmen, March 13, 1848.

When drawn.		
Nov. 15,	1850.	1. Marshal Stearns. (U. S. C't.)
		2. Daniel Sanderson.
April 10,	1848.	3. Otis Withington.
February 11,	1850.	4. Simon Warren.
		5. James Robinson.
Nov. 15,	1850.	6. Moses Withington.
April 10,	1848.	7. Isaac Dearborn.
March 5,	1849.	8. David S. Coolidge.
January 9,	1850.	9. Charles Stearns, Jun'r.
		10. John Kenrick.
July 1,	1850.	11. Samuel A. Robinson.
Feb. 3,	1851.	12. James Bartlett.
Nov. 15,	1850.	13. Oliver Whyte.
Sept. 1,	1849.	14. Samuel Clark.
April 10,	1849.	15. Artemas Newell.
Sept. 2,	1850.	16. Clark L. Haynes.
September 4,	1848.	17. Willard A. Humphrey.
		18. Hugh M. Sanborn.
July 1,	1850.	19. Abraham H. Lambert.
April 1,	1850.	20. Jerathmael Davenport
March 5,	1849.	21. George Craft.
March 5,	1849.	22. Samuel Hills.
Dec. 8,	1849.	23. William Perry.
April 1,	1850.	24. Charles Heath.
February 9th,	1849.	25. Thomas Seaverns.
January 9,	1850.	26. George W. Stearns.
Dec. 4,	1848.	27. Timothy Corey.
April 10,	1849.	28. Thomas N. Woodward.

The above list was approved as a list of Jurors by the Town, March 13, 1848.

Attest: A. Newell, *Town Clerk.*

Sixth Article in the warrant came up for consideration, and it was—

Voted, That a committee of three be chosen to confer with the Water Commissioners of the city of Boston concerning land which has been taken from the Road for the Reservoir, also upon the subject of lowering the road over Bradley's Hill, so called, and report at an adjournment of this meeting the result of such conference.

Mess. Benjamin Goddard, Charles Heath, Daniel Sanderson, were chosen to attend to that service.

Voted, That the 7th Article, relating to laying out & building a Road on the west side of Town House, be indefinitely postponed.

The 8th Article in the warrant was taken up and disposed of by the following vote:

Voted, That the sum of Two Hundred Dollars be granted & appropriated for the purpose of laying down Flagging Stones across Washington Street, in the village, in four places, and that it be done by the Surveyor of that District, under the direction of the Selectmen.

Voted, That the new road in the south part of the Town be annexed and become a part of Newton Street Highway District.

Voted, That said New Road shall be called Grove Street.

Voted, That the sum of Nine Thousand Dollars be raised by taxes, to be lawfully assessed, for defraying the expenses of the Town the present year, to be appropriated to the several purposes named, and according to the estimates recommended in the Auditors' report, to wit:

For Support of Poor		$1000
" " " Schools		3000
" " " Highways		1200
" Fire Department		500
" County Tax		700
" Assessing & Collecting Taxes		400
" Abatements on Do.		280
" Town Officers		275
" Repairs of Buildings		200
" Repairs of Heath St.		100
" Music in Schools		100
" Extinction of Town debt		1000
" Payment of interest on Do.		400
" Contingencies		500
		$9655
Deduct Balance in Treasury	500	
" Income from Hall, Scales, &c.	155	655
To be raised by Tax		$9000

Voted, That the sum of Five Hundred Dollars be granted and appropriated for the purpose of providing an assistant in the High School and to defray the expense of instruction in

music, in addition to the sum already appropriated for schools.

Voted, That the sum of one Hundred and Ten dollars be appropriated for building the wall on the east side of the Town House, according to the reccommendation of the committee.

Voted, That the Treasurer be and he is hereby authorized to borrow, when needed, on behalf of the Town, such sum of money, not exceeding Twenty-Five Hundred Dollars, as may be necessary to meet the expenses of the Town, in anticipation of the payment of the Taxes.

Voted, That the Selectmen be and are hereby instructed to prosecute all violations of the License Laws in the Town of Brookline.

Voted, That the sum appropriated for highways be assessed in the same manner as all other Taxes are assessed in this Town, and collected into the Treasury with other Taxes, and that each Highway Surveyor be allowed to draw from the Treasury the same proportion heretofore allowed the district over which he is appointed, whenever the Selectmen shall approve his bill.

Voted, That when this meeting adjourn it adjourn to meet again at half-past four o'clock on Monday afternoon, April the 3d, 1848.

Voted, To adjourn.

A true record of proceedings.

Attest: A. Newell, *Town Clerk.*

WARRANT FOR SPECIAL MEETING, APRIL 3, 1848.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline qualified to vote in elections, to assemble at the Town Hall, on Monday, the Third day of April next, at one o'clock in the afternoon (at which time and place the polls will be opened), and to bring in to the Selectmen their votes for a Representative to Congress for District number Eight, to supply the vacancy occasioned by the death of John Quincy Adams, until the fourth of March, 1849.

Also to notify the said inhabitants to meet at said Town Hall, at half-past three o'clock P. M., on the said third day of April, to act upon the following articles, to wit:

1. To choose a Moderator.
2. To hear and act upon the report of the Selectmen, who were requested by vote of the Town to lay out a road on the east side of the Town House, and to see if the Town will accept the same.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place above named.

Given under our hands and seals this Twenty-Third day of March, A. D. One Thousand Eight Hundred and forty-eight.

JAMES BARTLETT, H. M. SANBORN, BELA STODDARD, *Selectmen of Brookline.*

NORFOLK, ss.

BROOKLINE, March 30, 1848. By virtue of this warrant I have notified the said inhabitants to meet at the time and place and for the purposes within mentioned, by leaving a printed notice at the house of every voter in said Town.

See file E, No. 51. A. H. CLAPP, *Constable.*

A true copy. Attest: A. NEWELL, *Town Clerk.*

SPECIAL TOWN MEETING, APRIL 3, 1848.

In pursuance of the foregoing warrant, the Polls were opened by the Selectmen for the votes of the inhabitants of the Town of Brookline for a Member of Congress, and were kept open two hours and a half, and closed by vote of the Town.

The votes were sorted & counted by the Selectmen; the result was found to be as follows:

Whole number of Ballots given in One Hundred & Ten.				110.
Horace Mann of Newton	Received	Eighty.		80.
Edgar K. Whitaker of Needham	"	Twenty-six.		26.
William Jackson " Newton	"	Two.		2.
Appleton Howe " Weymouth	"	One.		1.
Theodore Lyman " Brookline	"	One.		1.

The votes were sorted & counted, the returns signed by the Selectmen & Town Clerk and sealed up in open Town Meeting. The return was then placed in the hands of our Representative, John Howe, Esq., to be by him transmitted to the Secretary of the Commonwealth.

The second Town Meeting, as called by the Warrant, was then organized by the choice of James Bartlett, Moderator.

The Second Article in the warrant, in relation to laying out a road or street on the East side of the Town House, was taken up, and the Selectmen, by their chairman, made the following report:

SELECTMEN'S REPORT ON NEW ROAD.

At the Annual Meeting, held by adjournment on the 13th of March, 1848, it was voted that the Selectmen be requested to lay out a Road on the easterly side of the Town House, agreeably to the reccommendation of a former committee. In compliance with such request, the Selectmen have laid out said road, with an understanding with the owners of land adjoining, that, if said road is accepted and established by the Town, it shall be constructed without any expense therefor to the Town, except the land over which it is located, now belonging to the Town.

It is located according to the following described bounds and admeasurements: Commencing at the stone post on Washington Street on the west side of the entrance to the Town House lot, it being fifteen feet from the easterly line of the Town's land, and running north over land of the Town 182½ feet, and over lands of Dr. Wild & John Gibbs 172

feet to Mechanic Place, which line makes the westerly bounds of said Road. The easterly side of said road commences at Washington Street on land belonging to the Holden Estate, 30 feet east of said stone post, and running northerly over land of Thomas Seaverns 118 feet to Mechanic Place. Said road is 354½ feet in length and 30 feet in width, and contains 10635 square feet of land, to wit:

Land belonging to the Town House lot	.	.	2737½ feet.
" " Dr. Wild & Gibbs	.	.	2580 "
" " Holden Estate	.	.	3547½ "
" " Thomas Seaverns	.	.	1770 "

All of which is submitted,

JAMES BARTLETT, H. M. SANBORN, BELA STODDARD, } *Selectmen of Brookline.*

BROOKLINE, March 24, 1848. See file No. 52.

Voted, To accept of the Report.

Voted, That the Street laid out by the Selectmen be accepted and adopted by the Town, on the condition that the said Road or Street be completed to the satisfaction and acceptance of the Selectmen within the year 1848, without expense to the Town either for its construction or for the land over which it is located, other than the land now owned by the town. 40 in favor & 21 adverse to it.

Voted, To dissolve the meeting.

Attest: A. NEWELL, *Town Clerk.*

SECOND ADJOURNMENT OF ANNUAL MEETING.

In pursuance of the adjournment March 13th, the meeting was called to order by the Moderator, Mr. Bartlett.

Benjamin Goddard, Esq., on behalf the committee that was chosen at the meeting on the 13th March to confer with the Water Commissioners in relation to the land taken for Reservoir from the Road, and in regard to reducing Bradley's Hill, &c., made a report, which will be found on [274] page.

Voted, That the vote passed at the annual meeting on the 13th March, appropriating One Thousand Dollars for reducing the Debt of the Town, be reconsidered.

Voted, That One Thousand Dollars be appropriated for lowering Bradley's Hill, agreeably to the reccommendation in the report of the Committee.

Voted, That the sum of Two Hundred Dollars be taken from the sum appropriated for the support of Schools and applied to finishing the lower school room in the old Town House for the further accommodation of the high school, and that the School Committee be authorized to cause said room to be furnished with desks and seats, and otherwise finished in a manner similar to the upper room in said building. File E, 52½.

Voted, To reconsider the vote by which Two Hundred Dollars was appropriated for laying Flagging Stones in the Village.

Voted, That the sum of One Hundred Dollars be appropriated for Flagging Stones, to be laid under the direction of the Selectmen.

Voted, That the Selectmen be authorized and directed to forthwith to cause to be placed around the Town House such number of Posts as may be deemed necessary for the purpose of securing the horses of such as ride to the Town House, to be placed ten feet apart.

Voted, That the Selectmen be hereby directed to dispose of the Iron Safe now belonging to the Town, and to procure one more suitable for the Town, in which the records of the Town may be kept at the Clerk's Office, and that the additional sum of One Hundred Dollars be hereby appropriated for that purpose.

Hugh M. Sanborn was chosen Pound Keeper in place of Charles Smith, excused.

REPORT OF TOWN CLERK IN RELATION OF TOWN SEAL.

Agreeably to the provisions of the By-laws of the Town, the Town Clerk, under the direction of the Selectmen, has caused to be prepared a Common Seal for the use of the Town. It is engraved upon steel, and represents a group of agricultural and farming implements, a view of the City of Boston in the distance, with a train of cars running between the two places; and bearing this inscription: "Muddy River, a part of Boston. Founded 1630. Brookline incorporated 1705."

The design is intended to be emblematical of the character of the Town from its early settlement, when designated and known as Boston Corn-

field & Boston Plantation, to the present time,—the inscription to perpetuate, in a degree, its early historical associations. It was executed by Mr. Francis N. Mitchell, of Boston, and cost, including one hundred embossed impressions, a press which may be used for copying, with Book, &c., Fifty-Six dollars.

Respectfully submitted,

BROOKLINE, March 6, 1848. A. NEWELL, *Town Clerk.*

Voted, That the report be accepted and the Seal adopted as the Seal of this Town. See file 53.

REPORT OF COMMITTEE.

The committee chosen at an adjournment of the Town Meeting, 13th March, to confer with the Water Commissioners of the City of Boston concerning the land which has been taken from the road for the reservoir; also, upon the subject of lowering the road through Bradley's Hill, so called, have attended to that duty, & report that, by previous appointment, we met the Commissioners at their office in Boston, and passed the forenoon with them, & were rec'd respectfully as agents in behalf of the Town of Brookline; they appeared disposed, while attending to the interests of the city, to give due attention to the interests and wishes of the inhabitants of the Town of Brookline. After considering the subject in all its bearings, our conference ended in the result contained in their proposition herewith presented,—all which is submitted for the action of the Town thereon.

BENJ. GODDARD,
CHARLES HEATH,
BROOKLINE, April 3, 1848. DANIEL SANDERSON.

PROPOSALS OF THE WATER COMMISSIONERS.

The Water Commissioners, in consideration of the encroachment of the bank wall of their Reservoir upon the Street, and of the desire of the inhabitants of Brookline to reduce the level of the Street through Bradley's Hill, will agree to pay to the Town of Brookline the sum of $1000, on condition that the said Street through the said hill shall be lowered not less than four feet on or before the 15th day of June next, and on the further condition that the City of Boston shall be saved harmless against any claim for damages for encroachment upon the said Street to the extent indicated on the plan of the reservoir, as the same is now laid out. And in case the said Town shall not agree to reduce the said Street, the Water Commissioners agree that they will lay their pipes in the Street through Bradley's Hill so low that the Street may be safely lowered five feet, at least, at any time hereafter, on condition that the City shall be exonerated from any claim for damages as aforesaid.

BOSTON, March 16, 1848.

Voted, That Benjamin Goddard, Charles Heath, Daniel Sanderson, James Bartlett and Jesse Bird be a committee with authority to contract with the Commissioners of the

City of Boston, upon these conditions, to wit: That the City shall pay One Thousand Dollars if the Town will cause the road through Bradley's Hill to be lowered not less than four feet, and the City to be saved harmless against any claim on the part of the Town of Brookline for damage for land taken from the road, as indicated on the plan of the Reservoir; such contract to further provide that the city shall cause the finish of the top of the road through the excavation to be done with stone or chips of stone & gravel to the width of thirteen feet and the depth of twelve inches, and also that a sufficient time can be agreed upon to effect the object; the foregoing terms being assented to on the part of the Commissioners, the Town hereby fully authorizes the committee now appointed to contract with them and to pay the sum of One Thousand Dollars, and no more, provided that the sum of not less than Five Hundred Dollars shall be raised by voluntary subscription and appropriated for the object. See file E, No. 54.

Voted, To dissolve the meeting.

Attest: A. Newell, *Town Clerk.*

Militia Roll for 1848.

David S. Coolidge	Morril S. Bean	Thomas B. Griggs
Dewey Hascock	Sylvester Kimball	Oliver G. Pray
Charles Whittemore	Geo. N. Butters	Hezekiah Shailer
Charles Coolidge	John Webb	Moses Withington
James Coolidge	William Webb	Francis H. Corey
An'y Harrington	Hiram A. Greene	Charles Bartlett
John Nugent	Stephen S. Piper	Thomas Healey
David Hussey	F. B. Park	Geo. T. Bartlett
William J. Griggs	William A. Morse	Amos Whittemore
John B. Libbey	Geo. D. Austin	Woodbury Kenister
Benj'n Smith	John McIntosh	Samuel Cowdall
Orange Buck	William Piper	Timothy Corey
Benj'n Owen	John C. Piper	Calvin Crawford
Geo. Bell	Allen Vinal	Jeremiah Shoff
James Hobbs	A. H. Lambert	Freeman Ward
Stephen G. Bass	C. P. Trowbridge	Geo. W. Patten
Charles D. Perry	N. W. Brackett	W. W. Snell
Chandler Berry	Abram C. Small	M. C. Warren
I. R. Atwood	A. W. Seamans	Stephen R. Griggs

B. F. Baker
Charles C. Annable
Joseph Little
Samuel Little
Wm. Carr
Joseph Silver
Geo. F. Homer
Francis Homes
David Wilder, Jun.
A. W. Jones
D. H. Rogers
Thomas Seaverns
Levi H. Barnard
Ozias M. Page
John Gustin
Charles Tayler
David Morrison
John E. Trevett
Calvin Smith
Lewis Payne
Amos R. Binney
Homer Binney
William C. Binney
George Atkinson
Stephen Blanchard
Horace Cousens
F. A. Stone
George Griggs
Andrew H. Newell
Geo. Stoddard
Oliver Whyte
William Bird
David Whitney
Aaron Whitney
Henry Whitney
William C. Cuningham
Willard A. Humphrey
Willard S. Brewer
Russel T. Bean
Thomas Davenport
Parker Ellis
Franklin T. Bean
John Melcher
E. D. Sanderson
Samuel Hills, Jun.
Charles G. Colbath
George Craft
Charles Craft

James M. Seamans
Isaac Farrington, Jun.
Charles Lord
Charles Staples
G. C. George
Charles L. Palmer
William H. Palmer
Ransom N. Weld
Ivory Ross
Oliver B. Delano
Joshua A. Little
James Edmoin
Ellis Austin
John Kenrick
William Aspinwall
Moses R. Brown
Sumner Brown
Charles W. Wild
Josiah Barrett
Geo. W. Atkinson
Thomas T. Allan
Isaac Allard
Hiram Allard
Thomas Penniman
Charles Penniman
William W. Field
Eben Reed
Lorenzo Willis
Harvey Wait
John G. Rider
Simon Warren
John W. Warren
Albert Sanderson
Charles Smith
J. S. Warren
Samuel Townsend, Jun.
Thomas C. Quimby
Almon B. Allard
Daniel S. Sanderson
Seth B. Hoyt
Joseph L. White
William White
Joseph Gutterson
James E. Cabot
Stephen Wing
Caleb Craft, Jun.
George W. Goodnough
Xanthus Goodnough

James Coggswell
Henry Mellin
James Dyer
Winslow Chapin
Ansel Waterman
Thomas Lyford
Thomas Lee
John Frazer
Samuel Cushing
Elkanan Foss
Stephen Foss
Woodbury Mosier
James Frize
Richard Savage
Samuel Ellis
Geo. Hill
Samuel Clark
H. Bradbury
John A. Bird
Daniel A. Oliver
Henry W. Carr
Eben Frost
Edward Atkinson
William P. Sanderson
Edward N. Perkins
James Ward
Caleb Kenrick
Uriah Blaisdell
S. G. Snelling
Henry Weeks
Samuel Eliot
Janthus J. Rolfe
Henry Post
A. W. Goddard
John Cosgrove
Ivory Whales
James Greenough
David Leavett
Hiram Waldron
Josiah Quimby
William J. Hyde
Amos Wormell
Africa Wormell
John Bean
James Trainer
Alvin Roundy
Geo. W. Goldsmith
Geo. Hancock 203

Attest: A. Newell, *Town Clk.*

At a meeting of the Selectmen of Brookline, held on the 2d day of October, 1848, on the petition of sundry inhabitants of Brookline to have certain suitable locations assigned for the exercise of offensive trades & employments dangerous to the public health, agreeably to the provisions of the 21 chapter of the Revised Statutes, the following described locations were assigned by the said Selectmen:

The lands lying not less than twenty rods west of the residence of Jane Crafford and between that and Newton line on the old road, Heath Street, also the land lying not less than twenty rods westerly of the small house owned by T. N. Woodward, on the northerly side of Newton Street, and between that and Newton line on said Newton Street.

Attest: A. Newell, *Town Clerk.*

PRESIDENTIAL ELECTION, NOVEMBER 7, 1848.

Commonwealth of Massachusetts.

Norfolk, ss. }
Brookline. } *To the Constables of the Town of Brookline,*

Greeting:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline, qualified to vote in elections, to assemble in the Town Hall in said Town, on the Tuesday next after the first Monday in the month of November next, being the seventh day of said month, at one o'clock in the afternoon, (at which time the polls will be opened), then and there to give in their ballots for twelve Electors of President & Vice-President of the United States; each ballot for such electors to contain the name of at least one inhabitant of each congressional district of this commonwealth, all to be voted for on one ballot.

You are also hereby directed to notify and warn the said Inhabitants of Brookline, qualified to vote in elections, to assemble at said Town Hall, on Thursday, the 9th November next, at 3 o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To hear and act upon the report of the committee appointed at the last Annual Meeting to confer and contract with the Water Commissioners of the City of Boston in regard to reducing the level of the road over Bradley's Hill.

You are also hereby directed to notify and warn the said Inhabitants of the Town of Brookline, qualified to vote in elections, to assemble at the Town Hall in said Town, on the second Monday of the month of November next, being the thirteenth day of said month, at one o'clock in the afternoon, (at which time the polls will be opened), then and there to determine by vote whether the Town will send a Representative to the next General Court, and to give in their votes for Governor and Lieutenant-Governor of the Commonwealth, three Senators for Norfolk County, for a Representative to Congress for the Eighth District, and for a Representative to the next General Court if the Town so determine; all the above named officers will be voted for on one ballot.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time & place of said first named meeting.

Given under our hands & seals this Twenty-seventh day of October, A. D. 1848.

JAMES BARTLETT, }
BELA STODDARD, } *Selectmen.*

See file E, No. 55, for officer's return.

Attest: A. NEWELL, *Town Clerk.*

TUESDAY, NOVEMBER 7, 1848.

In pursuance of the foregoing warrant, the polls were opened at one o'clock P. M. by the Selectmen, on the Seventh day of Nov., 1848, and were kept open two hours, and the question was submitted to the Town what time the Polls should close, and it was voted that they remain open until five o'clock, when they were closed.

The votes were sorted & counted by the Selectmen & Town Clerk, and the result found to be as follows, to wit:

Whole number of Ballots given in, Three Hundred & Twenty-five.

Electors at Large:

Levi Lincoln	of Worcester	212.	Two hundred & Twelve.
Edmond Dwight	" Boston	212.	Two hundred & Twelve.
Charles G. Greene	" Boston	68.	Sixty-Eight.
Henry H. Child	" Pittsfield	68.	Sixty-Eight.
Samuel Hoar	" Concord	44.	Forty-four.
Effingham L. Capron	" Worcester	1.	One.
William Jackson	" Newton	44.	Forty-four.
Wendall Philips	" Boston	1.	One.

Elector for District Number one:

Albert Fearing of Boston	213.	Two hundred & Thirteen.
Francis Jackson of Boston	1.	One.
James Cheever of Boston	68.	Sixty-eight.
Joseph Willard of Boston	44.	Forty-four.

Elector for District No. Two:

David Pingree of Salem	213.	Two Hundred & Thirteen.
Ebenezer W. Stacy of Gloucester	68.	Sixty-eight.
John B. Alley of Lynn	43.	forty-Three.
James N. Buffum of Lynn	1.	one.

Elector for District Number Three:

Daniel Adams of Newbury	212.	Two hundred & twelve.
Edwin Lawrence of Newburyport	68.	Sixty-eight.
John G. Whittier of Amesbury	44	forty-four.
William Ashley of Newburyport	1.	one.

Elector for District number Four:

Isaac Livermore of Cambridge	212.	Two hundred & twelve.
Timothy Fletcher of Charlestown	68.	Sixty-eight.
Nathan Brooks of Concord	44.	forty-four.
Amos B. Alcott of Concord	1.	one.

Elector for District number Five:

Benjamin F. Thomas of Worcester	213.	Two hundred & thirteen.
J. S. C. Knowlton of Worcester	68.	Sixty-eight.
Alexander DeWitt of Worcester	43.	forty-three.
Stephen S. Foster " Worcester	1.	one.

Elector for District Number Six:

Myron Lawrence of Belchertown	213.	Two hundred & thirteen.
Joseph Smith of Hatfield	68.	Sixty-eight.
James Fowler of Westfield	43.	forty-three.
E. D. Hudson of Springfield	1.	one.

Elector for District number Seven:

Asa Howland of Conway	212.	Two hundred & twelve.
Samuel Gates of West Stockbridge	68.	Sixty-eight.
Thomas Robinson of Adams	44.	forty-four.
Gains Carter of Becket	1.	one.

Elector for District number Eight:

H. A. S. Dearborn of Roxbury	212.	Two hundred & twelve.
William Ellis of Dedham	68.	Sixty-eight.
Benjamin V. French of Braintree	43.	forty-three.
Edmund Quincy of Dedham	1.	one.

Elector for District Number Nine:

William Baylies of West Bridgewater	213.	Two hundred & thirteen.
Foster Hooper " Fall River	68.	Sixty-Eight.
Philo Leach of Bridgewater	43.	Forty-three.
Bourne Spooner of Plymouth	1.	One.

Elector for District Number Ten:

William R. Easton of Nantucket	213.	Two hundred & Thirteen.
James D. Thompson of New Bedford	68.	Sixty-eight.
Isaac C. Taber of New Bedford	43.	Forty-three.
Joseph Congdon of New Bedford	1.	One.

Attest: A. Newell, *Town Clerk.*

SPECIAL MEETING, NOV. 9, 1848.

In pursuance of the warrant entered on page [278] the Inhabitants of the Town of Brookline met at the Town Hall at 3 o'clock P. M. The meeting was called to order by the Town Clerk, and James Bartlett was chosen Moderator.

The following report was made by Benj. Goddard, Esq., in behalf of the committee for lowering Bradley's Hill:

The committee appointed by the Town on the 4th of April, 1848, with authority to contract with the Water Commissioners of the City of Boston, have attended to that duty: the said Commissioners having

agreed to pay the Town of Brookline One Thousand Dollars towards lowering the road through Bradley's Hill not less than four feet, & to stone the travelling path thereof, the city to be saved harmless against any claim for damages on the part of the Town aforesaid for land taken from the road as indicated on the plan of the reservoir. These conditions having been assented to, your committee thereupon contracted with Hugh M. Sanborn & David Whitney to reduce said road, instead of four, to the depth of six feet, and to increase the width on the northerly side of said road by building abutments of stone wall, &c., agreeably to their contract on file, which has been faithfully fulfilled according to their account herewith presented, amounting to $3125 dollars, and has paid to them in full, as follows:

From the Water Commissioners aforesaid	$1000	
" Town of Brookline	1000	
" private subscription	760	
" your committee, for advances	365	
	$3125	
Which leaves the Town indebted to your committee for advances for money borrowed of the Bank . . .	340	
And the interest on the same	6	97
And Twenty-five dollars advanced to pay balance of Sanborn & Whitney's account, by B. Goddard	25	
	$371	97

Benjamin Goddard,
Jesse Bird,
Charles Heath,
James Bartlett,
Daniel Sanderson.

Voted, To accept the report of the committee.

Voted, That the sum of three hundred & seventy-one dollars & ninety-seven cents be hereby appropriated for the payment of the balance due to the committee appointed by the Town to contract for lowering & improving the road through Bradley's Hill, as appears by their report this day presented, & that the Treasurer be & he is hereby directed to pay the said sum to said committee from the Treasury forthwith, & to borrow on behalf of the Town a sum of money to replace the same whenever necessary to meet the drafts upon the Treasury.

The meeting was then dissolved. See file E, No. 56.

Attest: A. Newell, *Town Clerk.*

NOVEMBER MEETING FOR CHOICE OF GOVERNOR, &c. NOV. 13, 1848.

In pursuance of the warrant copied on to page [278] the Inhabitants of Brookline assembled at the Town Hall; the meeting was called to order at one o'clock precisely.

It was *Voted*, That the Town of Brookline send a Representative to the next General Court.

Voted, That the Polls will be kept open until five o'clock this afternoon.

At five o'clock precisely the Polls were closed, the votes sorted & counted by the Selectmen & Town Clerk, the result found to be as follows:

The whole number of ballots given in for Governor was Two Hundred & Eighty-Two, to wit:

George N. Briggs of Pittsfield had	One hundred and ninety-nine.
Stephen C. Philips of Salem had	Forty-Six.
Caleb Cushing of Newburyport	Twenty-five.
Charles G. Greene of Boston	Ten.
Charles D. Greene " Do.	one.
Francis Jackson " "	one.

Whole number of ballots given in for Lieutenant-Governor was Two Hundred & Eighty-four, to wit:

John Reed of Yarmouth	Two Hundred.
Henry W. Cushman of Bernardstown	Thirty-Six.
John Mills of Springfield	Forty-seven.
Andrew Robeson of New Bedford	one.

Whole number of Ballots for Senators for Norfolk County was Two Hundred & Eighty-four:

David A. Simmons of Roxbury has	One hundred & Ninety-eight.
James C. Doane " Cohasset	One hundred Ninety-nine.
Lewis Harding " Franklin	One hundred Ninety-nine.
Joel Hunt of Medway	Thirty-Six.
Isaac Tower of Randolph	Thirty-Six.
Aaron Hobart of Wrentham	Thirty-six.
Jesse Pierce of Stoughton	Forty-nine.
Milton M. Fisher of Medway	Forty-Eight.
Edward L. Keyes " Dedham	Forty-Six.

Whole number of Ballots for Representative to Congress for District number Eight was Two Hundred & Eighty-two:

Horace Mann of Newton has Two Hundred & Forty-five.
Bradford L. Wales of Randolf Thirty-Six.
Augustus Aspinwall one.

Whole number of ballots for Representative to General Court was Two Hundred & Seventy-Seven.
Necessary for a choice one Hundred & Thirty-nine.

James Bartlett had Thirty-Eight.
Augustus Aspinwall " Forty-seven.
John Howe One Hundred & ninety-two, and is Elected.

The result of the balloting was declared by the chairman, the returns were signed by the Selectmen & Town Clerk and sealed up in open Town Meeting, & the meeting dissolved.

Attest: A. Newell, *Town Clerk.*

SPECIAL TOWN MEETING, FEBRUARY 5th.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

Commonwealth of Massachusetts.

Norfolk, ss.

To the Constables of the Town of Brookline,

Greeting:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the Inhabitants of the Town of Brookline, qualified to vote in elections, to meet at the Town Hall in said Town on Monday, the 5th day of February next, at 2 o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To act upon an order of notice from the Legislature upon the petition of Otis Pettee and others for a Railroad from Boston through the Town of Brookline to Woonsocket, R. I.
3. To see whether the Town will take any action in relation to widening some of the Streets in this Town.

4. To see if the Town will make an appropriation for the purpose of defraying the expense of necessary repairs of the Fire Engine, providing new Axletree, a quantity of Hose, Drag rope, new Buckets, painting, &c.

Hereof fail not, & make due return of this warrant with your doings thereon, at the time & place of said meeting.

Given under our hands & seals this twenty-sixth day of January, A. D. one thousand eight hundred and forty-nine.

Selectmen of Brookline. { James Bartlett. H. M. Sanborn. Bela Stoddard.

Norfolk, ss. Brookline, Jan. 29, 1849.

Pursuant to the foregoing warrant, I have notified the Inhabitants therein named to meet at the time and place and for the purposes therein named, by leaving a notification at the residence of each voter.

Franklin Tukey, *Constable of Brookline.*

A true copy. Attest: A. Newell, *Town Clerk.* File E, No. 57.

TOWN MEETING, FEBRUARY 5, 1849.

Agreeably to the foregoing warrant, the Inhabitants of the Town of Brookline assembled at the Town Hall for the purposes expressed.

The meeting was called to order by the Town Clerk, & Dea. Thomas Griggs was chosen Moderator.

The 2d Article in the warrant, to act upon the order of notice from the Legislature upon the petition of Otis Petee & others for a Railroad through Brookline, &c., came up for discussion. The subject was fully and thoroughly discussed, both in favor and against the project, by several gentlemen present, and finally disposed of by laying the whole subject on the table, by a very large majority.

The 3d Article in the warrant, in relation to widening some of the Streets in the Town, was taken up for consideration, and it was—

Voted, That a committee of five, to be hereafter chosen, cause a survey to be made of such roads as in their judgment need widening or straightening, and report to the Town as soon as possible the names of such roads, and in what manner they should be widened or straightened, with an estimate of the probable expense of following out their recommendations.

Mess. Samuel Philbrick, Thomas Griggs, Daniel Sanderson, Charles Stearns, Jun., and Abijah W. Goddard were chosen to attend to that duty.

Article 4th, in relation to Engine, repairs, &c., was taken up for consideration, and settled by the following vote:

Voted, That the sum of five hundred dollars be and is hereby appropriated for the purpose of defraying the expenses of the necessary repairs of the Engine, furnishing New Hose, &c., to be paid from any unappropriated funds in the Treasury, to be expended under the supervision of the Selectmen, or so much thereof as may be necessary to carry into effect the improvements mentioned in the warrant.

Voted, That this meeting be dissolved.

Attest: A. Newell, *Town Clerk.*

ANNUAL MEETING, 1849.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

Commonwealth of Massachusetts.

Norfolk, ss. *To the Constables of the Town of Brookline,*

Greeting:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline qualified to vote in elections, to meet at the Town Hall in said Town, on Monday, the fifth day of March next, at one o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To choose the necessary Town Officers for the ensuing year.
3. To hear and act upon the reports of town officers and Committees.
4. To bring in their votes for County Treasurer.
5. Te see if the Town will take any action "concerning the licensing, regulating and restraining dogs going at large."
6. To see if the town will make a division of Newton Street Highway district.
7. To see if the Town will sell to Charles Pope a small piece of land back of the Town House, to straighten the line between his land & that of the Town.
8. To grant and appropriate such sums of money as may be necessary to meet the expenditures of the Town the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon.

Given under our hands and seals this twenty-third day of February, A. D. 1849.

JAMES BARTLETT,
H. M. SANBORN,
BELA STODDARD,
} *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, March 2, 1849.

By virtue of the within warrant, I have notified the inhabitants of the town of Brookline herein described to meet at said time and place and for the purposes within mentioned, by leaving a printed notice at the house of every legal voter in said Town of Brookline.

A. H. CLAPP, *Constable.*

A true copy. Attest: A. NEWELL, *Town Clerk.* File E, No. 58.

BROOKLINE, March 5, 1849.

Pursuant to the foregoing warrant, the inhabitants of the Town of Brookline assembled at Town Hall this day at one o'clock & five minutes.

The meeting was called to order by the Town Clerk, who presided in the choice of a Moderator, who was chosen by the written ballots of the Voters present; the balloting resulted in the choice of George F. Homer, Esq., Moderator.

The meeting was called to order by the Moderator, who directed all present to be seated and to remain uncovered while Prayers were offered by the Rev. Wm. H. Shailer.

It was voted to proceed to the choice of Town Clerk to serve for the ensuing year.

Artemas Newell was chosen Town Clerk by written ballots.

The Town Clerk was forthwith sworn by the Moderator to the faithful discharge of the duty.

Voted, To hear the reports of Town Officers and Committees.

William I. Bowditch, Esq., in behalf of the Auditing Committee, made a report, which had been already printed and circulated over the Town, a copy of which will be found on file E, No. 59.

The same was accepted.

Mr. Bowditch, in behalf of the School Committee, made a report.

Voted, That the report be accepted, and that three hundred copies be printed and distributed, under the direction of the School Committee.

George Griggs, Esq., in behalf of Mr. Jones, the Town Treasurer, made a report of the receipts and disbursements during the past year, to wit:

REPORT OF THE TREASURER OF THE TOWN OF BROOKLINE FOR THE YEAR ENDING FEBRUARY 1, 1849.

Receipts.—From balance of cash received from A. Newell, former Treasurer, 421.43; from sundry persons for use of Town Hall, 35.00; from sales of gravel, 9.30; Thomas Dillon, Pedlar's Licence, 6.00; Market Bank loan, in anticipation of taxes, 2500—less by interest, 56.25; Commonwealth, for support of paupers, 220.80—less by income from school funds, 56.67; from Mess. Seamans, proceeds of Hay Scales during the year ending Feb. 1, 1849; from taxes levied for the year 1848, 9810.02 —less by the amount of abatements, 190.62; from interest collected on taxes, 22.80. Total receipts into the Treasury, 12927.84. From which deduct payment to Bank of loan, 2500; leaves the available funds, $10427.84.

Expenditures,	$10570 06
Whole amount received,	10427 84
Leaving a balance due to the Treasurer of	$142 22

S. S. C. Jones, *Treasurer.*

REPORT OF CEMETERY COMMITTEE.

The Cemetery Committee of the Town of Brookline respectfully ask leave to report: That the receipts of money since the last report have been 80.00; balance from the last report, 258.46—$338.46. Disbursements for the same period, 17.87; leaving balance in the Treasury, $320.59. From returns by the Sexton, it appears that the number of interments has been Thirty-two; of this number five were from other towns.

All of which is submitted, by order of the Committee,

BROOKLINE, March 5, 1849. JESSE BIRD.

Voted, That the report be accepted. File E, No. 60.

Voted, That the Auditing Committee lay before the Town every year, at the annual meeting in March, an estimate of the probable receipts and expenditures for the year then ensuing, and in order that such estimate may be exact, all the Town Officers and Committees are required to send in to the Auditors an estimate of the probable expenses in their several departments.

Voted, To proceed to the choice of three Selectmen.

The first balloting resulted in the choice of but one—Mr. James Bartlett.

Second balloting:

Mess. Marshall Stearns & Samuel Craft were chosen } Selectmen.

Voted, To choose three Assessors.

Mess. Charles Stearns, Jun., Thomas Griggs, & Abijah W. Goddard } were chosen Assessors by ballot.

Mr. Moses Withington was chosen Treasurer by ballot.

Voted, That the Treasurer be Collector of Taxes.

Voted, To proceed to the choice of a School Committee to consist of five.

The balloting resulted in the choice of Mess. Rev. William H. Shailer, Joseph Haven, Jun., Frederick N. Knapp, Samuel Philbrick, George F. Homer—School Committee.

N. B.—In the choice of Selectmen and Town Clerk, as above entered, the check list was used by the Moderator.

Attest: A. NEWELL, *Town Clerk.*

Voted, That the polls now be opened for County Treasurer.

After the close of the polls for County Treasurer, the votes were sorted & counted by the Moderator and Town Clerk.

Whole number of votes given, Sixty-nine. 69.

John Bullard, Esquire, of Dedham, received the whole number—Sixty-nine.

Voted, To proceed to the choice of the remaining Town Officers by nomination.

Highway Surveyors.

The following named persons were chosen :

For	Harvard	Street	District,	Moses Jones.
"	Washington	"	"	Timothy Corey.
"	Walnut	"	"	Samuel Philbrick.
"	Warren	"	"	Charles Warren.
"	Heath	"	"	Warren Whyte.
"	Clyde	"	"	Samuel Hills.
"	Newton	"	"	George Craft.
"	Boylston	"	Western District,	Simon Warren.
"	Brighton	"	"	William White.
"	Boylston	"	Eastern "	Hugh M. Sanborn.
"	Grove	"	"	Caleb Craft, Jun.

Voted, To choose three Firewards.

Seth T. Thayer, Augustus Allen, Oliver White, were chosen Firewards.

Clark L. Haynes & Samuel Clark were chosen Fence Viewers.

Voted, To choose Four Constables.

A. H. Clapp,
F. Tukey,
H. M. Sanborn,
James M. Seamans,
} were chosen Constables.

Voted, To choose ten Field Drivers.

Samuel A. Walker, Henry Corey, Samuel Clark, Charles Warren, Mark W. Sheafe, Samuel Hills, George Craft, Simon Warren, William White, H. M. Sanborn, were chosen Field Drivers.

Elisha Stone, James M. Seamans, were chosen Surveyors of Wood & Lumber.

Doct. Charles Wild, Abijah W. Goddard, William I. Bowditch, were chosen a Committee for Auditing Town Accounts.

Charles Smith was chosen Pound Keeper.

The following named gentlemen were chosen Prudential School Committee:

David Coolidge for North District.
Warren White " Middle "
Simon W. Clifford " South "

Article 5th, in relation to restraining dogs, came up for consideration, and was disposed of by the following vote:

Voted, That a committee of three be appointed to draw up a by-law providing for the licensing and taxing dogs and restraining them from going at large, and bring the same before the adjournment of this meeting.

Messrs. Samuel Philbrick, William I. Bowditch & James Bartlett were chosen to attend to that duty.

Voted, unanimously, That this meeting hereby express their thanks to Mr. William I. Bowditch for his valuable, efficient and faithful services as a member of the School Committee.

Voted, That when this meeting adjourn, it adjourn to the 19th inst. (two weeks from to-day), at 3 o'clock in the afternoon.

Voted, To adjourn.

Attest: A. Newell, *Town Clerk.*

In conformity of the laws of the Commonwealth, the Town Clerk forthwith issued his warrant to Constable Clapp to summon the several persons who had been chosen to office, who were required to take an oath, to appear before said Clerk within seven days from the receipt of such summons, and take the oath to qualify them for the discharge of the duties of the several offices to which they have been chosen, respectively.

NORFOLK, ss.

Then personally appeared the persons hereafter named and took the oath required by law to qualify them for the discharge of the duties of the several offices to which they have been chosen:

March 7. A. H. Clapp, as Constable. Sworn.
" Augustus Allen signified his acceptance as Fireward.
" Samuel Craft declined to serve as Selectman.
8. Seth T. Thayer signified his acceptance as Fireward.
9. Oliver Whyte signified his acceptance as Fireward.
" Moses Withington sworn as Treasurer & Collector of Taxes.
" Mark W. Sheafe declined to serve as Field Driver.
10. Henry Corey sworn as Field Driver.
" Simon Warren " " Field Driver & Highway Surveyor.
12. Samuel Hills " " Field Driver & Highway Surveyor.
" H. M. Sanborn " " Field Driver, Highway Surveyor & Constable.
" James M. Seamans " " Measurer of Wood & Lumber & Constable.
" Franklin Tukey " " Constable.
13. Warren White sworn to serve as Highway Surveyor.
" Charles Warren sworn as Field Driver, declined to serve as Highway Surveyor.
" Timothy Corey " " Highway Surveyor.
" George Craft " " Highway Surveyor & Field Driver.

Then personally appeared the persons hereafter named and took the oath required by law to qualify them for the discharge of the duties of the several offices to which they have been chosen, respectively:

March 14. Elisha Stone sworn as Measurer of Wood & Lumber.
16. William White " " Highway Surveyor & Field Driver.
19. Samuel A. Walker " " Field Driver.
" Samuel Philbrick " " Highway Surveyor.
" Marshal Stearns declined to serve as Selectman.
" Charles Smith declined to serve as Pound Keeper.
22. James Bartlett sworn as Selectman & Overseer of the Poor, &c.
" Jerathmael Davenport sworn as " " " "
24. William Dearborn " " " " " "
" John Houlihan " " Pound Keeper.
26. Samuel Townsend, Jun. " " Field Driver.
27. John Howe " " Surveyor of Highways.
April 3. Caleb Craft, Jun. " " " " "
May 1. Charles Stearns, Jun., sworn as an Assessor.
Thomas Griggs " " "
Abijah W. Goddard " " "
Sept. 3. Moses Jones " as Highway Surveyor.

ADJOURNED ANNUAL MEETING, 1849.

Pursuant to the adjournment, the Inhabitants of the Town assembled at the Town Hall on Monday, the 19th day of March, 1849, at 3 o'clock P. M.

The meeting was called to order by the Moderator, and the Sixth Article in the warrant was taken up in relation to dividing Newton Street Highway district.

Voted, That the district now called Newton Street district be divided into two districts, and that Newton Street from Newton line to Clyde Street be one district, to be called Newton Street district, and that Grove Street and South Street comprise one district, to be called Grove Street district.

Voted, That the subject of the 7th Article in the warrant, in relation to the line of Charles Pope, be refered to a committee of three, who are to report at a future meeting of the Town.

Mess. Samuel Philbrick, Thomas Griggs, Joshua C. Clark, were chosen to attend to that duty.

Voted, To proceed to fill any vacancies which may exist in Town Officers.

Mess. Jerathmael Davenport & William Dearborn by ballot were chosen Selectmen in place of Marshal Stearns & Samuel Craft, who declined to serve.

Mess. Jesse Bird, Harrison Fay & Aug's. Aspinwall were chosen Cemetery Committee.

Caleb Craft, Jun., was chosen Highway Surveyor for Grove Street Highway district.

John Howe was chosen Highway Surveyor for Warren Street district, in place of Charles Warren, who declined to serve.

Samuel Townsend, Jun., was chosen Field Driver, in place of M. W. Sheafe, who declined to serve.

Marshal Stearns was chosen Fence Viewer.

John Houlihan was chosen Pound Keeper, in place of Charles Smith, who declined to serve.

Charles Stearns, Jun., was chosen Prudential School Committee for North District, in place of David Coolidge, who declined to serve.

Voted, To take up the 8th Article in the warrant, in relation to grants & appropriations.

Voted, That the sum of Eleven Thousand dollars be raised by taxes to be lawfully assessed, for defraying the expense of the Town the present year, to be appropriated to the several purposes named, according to the following estimates, to wit:

For the Support of the Poor	$1000
" " " " Schools	3500
" " Highways, including Grove Street district	1275
For County Tax	850
Fire Department	500
New Hose Carriage	60
Repairs of Engine, New Hose, &c.	500
Collecting Taxes	165
Abatement of Taxes	280
Town Officers	600
Repairs of buildings	200
Towards extinction of town debt	1200
Interest on Town debt	400
Contingencies	500
Mending Highways, &c., as pr. report of Committee	200
For extra repairs of Cypress Street	75
	$11305
Deduct probable receipts from Commonwealth & other sources	305
Leaving the amount to be raised by Taxes	$11000

Voted, That no appropriation be made for the instruction of Musick in any of the Schools.

Voted, That the Treasurer & Collector be paid one & a half per cent commission for all money received for taxes by him, provided said commission does not exceed $200 for any one year. Also, to pay him Thirty Dolls. per annum for services as Treasurer.

The committee that was appointed at the last meeting to draw up a By-Law for restraining & regulating dogs, reported a By-Law, which was accepted with some amendment and recommitted to the same committee, who are to have the

same legally completed by submitting it to the Court of Common Pleas & publishing in a newspaper in the County. File E, 60½. The same will be found entered with these records, page [296].

Mr. Philbrick, in behalf of the committee that was appointed in February last to examine and report in regard to widening Streets, &c., made the following report, to wit:

REPORT OF COMMITTEE ON WIDENING STREETS.

To the Town of Brookline, in Town meeting assembled:

The Committee appointed by the Town at their meeting in February last, to cause surveys to be made of such roads as in their judgment need widening, &c., ask leave to report: That the long continuance of cold weather, and snow on the roads, have hitherto prevented the required surveys, but your Committee have examined, as a preliminary step, most of the roads in the Town, and finding the places which most require widening to be on the County Roads, which properly come under the jurisdiction of the County Commissioners, have concluded, before proceeding further in discharge of the duty assigned them, to submit the following reccommendations, to be adopted by the Town if approved:

1st. That a Committee, to be appointed for that purpose, should forthwith petition the County Commissioners to widen the County roads in the following places, viz.: On the estate of Timothy Corey; also, on the estate of S. A. Walker opposite the Hay scales, on the road called Washington Street; on the estates of Mrs. Thomas White & others, at the Eastern end of the road called Walnut Street; on lands owned by the First Parish, and Dr. Eustice & Ignatius Sargent & John E. Thayer & Wm. H. Cowen, all on the road called Warren Street; on sundry estates in different parts of the road called Clyde Street; on the estates of John Howe & others & D. Dowse on the road called Brighton Street.

2d. Your committee would also recommend that instructions be given to the Selectmen to lay out as a public Street the passageway now called Mechanic Place, on Harvard Street, and continue the same through to Washington Street, over the passage way bounding on the Estate of T. Leeds & over lands owned by Dr. Chas. Wild, John Gibbs, & the Town; no part of which to be less than thirty feet in width, and when laid out to be graded so that no part of it shall be above the level of two feet below the sills of the Town House, before it shall be opened for public travel; and that the new street laid out the past year on the eastern side of the Town House, from Washington Street to Mechanic Place, be also graded to the above named level. And that School Street be widened so that no part shall be less than thirty feet in width.

3d. Your committee would further reccommend that an appropriation be now made of two hundred dollars for the following purposes, viz.: One hundred dollars to blast the rocks for widening the passage way and to raise the wall on the opposite side of Timothy Corey's land on Washington Street. Fifty dollars to blast the rocks to widen the passageway

towards the bottom of the hill & to raise the valley below on Cottage Street by Isaac Cook's estate, and fifty dollars for blasting the rocks to widen the passage way on Walnut Street opposite the Office of George Griggs, Esq., & to open several bridges in said street. The above named sums to be paid by the Treasurer to the several highway surveyors, to be by them applied to the purposes above named.

4th. Your committee take the liberty of reccommending to the several highway surveyors now appointed, and to those which may be hereafter appointed to that office, the adoption and execution of the following improvements in grading the streets: That Harvard Street, opposite Mechanic Place, be lowered about two feet, and raised one foot or more opposite School Street. That School Street be lowered at the western end two feet or more, and raised one foot or more at the eastern end. That Washington Street be graded so as to crown in the middle, with a gutter for the water on the northern side all the way from Harvard Street to School Street, and that a bridge be laid across the street in the valley between the houses of Leeds & Hall, and that the street be lowered opposite Mrs. Tolman's estate one foot or more. That Clyde Street be lowered at the eastern commencement of the Spooner place.

All which is submitted,

BROOKLINE, 19th March, 1849. SAMUEL PHILBRICK,
See file E, No. 61. *Chairman of the Committee.*

Voted, That the report of the committee be accepted, and that the reccommendations therein contained be adopted.

Voted, That the same committee who have just reported, to wit, Mess. Samuel Philbrick, Thomas Griggs, Daniel Sanderson, Charles Stearns, Jun'r, and Abijah W. Goddard, be a committee to petition to the County Commissioners forthwith to widen the county roads according to the reccommendations in said report.

Voted, That the sum of Two Hundred dollars be appropriated for the purposes reccommended in the foregoing report.

Voted, That the sum appropriated for highways be assessed in the same manner as all other taxes are assessed in this Town, and collected into the Treasury with other taxes, and that each Surveyor of Highways be allowed to draw from the Treasury the same proportion heretofore allowed the district over which he is appointed, whenever the Selectmen shall approve his bill.

Voted, That the sum of Seventy-five dollars be appropriated for Grove Street Highway district.

Voted, That the sum of Seventy-five dollars be appropriated in addition to the sum already allowed to Harvard Street district, for the improvement of Cypress Street.

Voted, That the Treasurer be authorized to borrow, when needed, a sum not exceeding three thousand dollars, in anticipation of the payment of taxes.

Voted, That the Selectmen be and are hereby instructed to prosecute all violations of the Licence Laws in the sale of intoxicating drinks. See file E, 62.

Adjourned.

Attest: A. Newell, *Town Clerk.*

BY-LAW OF THE TOWN OF BROOKLINE.

Adopted March 19, 1849. Approved by the Court of Common Pleas, April 26, 1849.

Section 1. From and after the first day of May, 1849, no person shall own, keep or harbor a dog in this town without taking out a licence, as herein provided, for each dog, under a penalty of ten dollars for every dog he shall so own, keep or harbor without a licence.

Section 2. The Town Treasurer shall issue to any person a licence for the purposes mentioned in the first section, on receiving payment of two dollars. He shall keep a record of all licences issued, and they shall expire on the thirtieth day of April in each year.

Section 3. In case any dog shall be found in this town out of the enclosure of its owner, keeper or harborer, without having a collar on, with the owner's, keeper's or harborer's name and place of residence legibly marked thereon, the owner, keeper, or harborer of such dog shall forfeit and pay ten dollars for every time that such dog is found at large from the enclosure of the owner or keeper without a collar.

Section 4. The individual who shall first inform the Treasurer of the name of any person who has not complied with, or has incurred any liability under any of the provisions of this By-law, shall be entitled to the bounty of one dollar therefor, the same to be payable on conviction of the delinquent. It shall be the duty of the Treasurer to prosecute forthwith every infraction of this By-Law which shall come to his knowledge, or of which he shall be informed.

Section 5. This By-Law shall not extend to any dog not owned or kept in this Town.

A true copy. Attest: A. Newell, *Town Clerk.*

Military Roll for 1849.

Isaac Dearborn
David S. Coolidge
Simon Pomroy
William Ryder
Joseph Allen
Francis Coolidge
Charles Whittemore
James Hinkley
James Coolidge
A. J. Harrington
John B. Libby
Willard Jackson
Charles Coolidge
N. G. Chapin
Charles Berry
Oliver Cousens
B. F. Baker
J. W. Jones
D. H. Rogers
Thomas Seaverns
George Stoddard
Oliver Whyte
E. F. Cotting
Levi Barnard
John E. Fawcett
John Gustin
Thomas Walton
John W. Bowers
Omar Binney
Sylvester Kimball
Geo. W. Butters
A. Jackson
Thomas Miley
John Park
Nathaniel Sawyer
Thomas Andrews
John Hunt
Alfred Kenrick, Jun'r,
Adraniram Taylor
John Weld
William Hardy
Marshal Glazier
Warren Hyde
George Hill
Samuel Clark
John A. Bird
H. Bradbury
David Milk

Luther Stone
Harvey James
J. Anson Guild
N. W. Brackett
Joseph Pond
Roscoe Greene
Benj. W. Clark
Edward Eddy
Benj. P. White
A. W. Seamans
James M. Seamans
Abijah C. Stone
James Morse
Hazen Brodbury
James Dyer
Benj. W. Hobart
Crighton Ruggles
Horace Waters
Ransom N. Weld
James Edmond
LaFayette Thayer
W. I. Butler
Geo. W. Atkinson
Stephen P. Allen
Reuben Wyman
Oliver G. Pray
Daniel Jennings
Charles Howe
F. Henry Corey
John E. Porter
Enoch S. Reed
Charles Bartlett
William Pandexter
George T. Bartlett
Amos Whittemore
Woodbury Kenister
Charles W. Porter
Timothy Corey
Jeremiah Schoff
Calvin D. Crawford
M. C. Warren
William S. Andrews
George W. Patten
William Leonard
Benj. N. Jewett
Thomas C. Pettingill
Amos Fairbanks
Willard S. Brewer

Stephen R. Griggs
Edward R. Secomb
Augustus Griggs
Isaac Taylor
Charles Mellen
Henry A. Mellen
Charles W. Scudder
John N. Turner
Charles O. Howe
Henry W. Jameson
Thomas H. Bacon
C. B. Dana
E. A. Dana
Plina E. Kingman
Charles Pope
William Pope
Henry W. Stone
John H. Dane
Chas. F. Harrington
Winslow Chapin
Thomas H. Russell
Nath'l Lyford
Jonathan D. Long
Ivory Ross
Beware Littlefield
W. W. Clement
Geo. S. Cushing
Charles L. Palmer
Joshua A. Little
Charles True
James Bradford
Peter W. Pierce
James M. Edwards
Oliver B. Delano
Elkana Foss
Daniel Staples
Henry P. Martin
Thomas Gordon
W. B. Blake
Daniel Miller
John Webb
Samuel Ellis
Woodbury Mosher
William White
John Foster
Seth Hoyt
J. E. Cabot
Walter Cabot

Daniel A. Oliver	Russel I. Bean	John Howe, Jun.
Henry W. Carr	Abel Miliken	Frank E. Howe
Emerson Leland	Charles Bean	Charles Warren
Eben'r Frost	Charles Smith	Jonathan Sias
Edward Atkinson	E. D. Sanderson	Charles D. Head
George Atkinson	E. T. Penniman	George J. Perry
William P. Atkinson	M. B. Williams	Edward ———
Horace Cousens	Eben Reed	Charles French
Patrick Dillon	Lorenzo Willis	S. G. Snelling
George Griggs	Nath'l Wentworth	Samuel Eliot
A. H. Newell	Simon Warren	James D. Cheever
D. S. Kendall	John W. Warren	Franklin Bean
Wm. W. Cook	J. S. Warren	Ivory Wales
John O. Libby	Samuel Townsend, Jun.	William Wales
Robert Miles, Jun.	Thomas Townsend	Thomas Parsons
Augustine Shurtleff	Daniel S. Sanderson	William G. Weld
A. H. Knight	John H. Henshaw	Hiram R. Waldron
George Hancock	Joseph L. White	Drew Waldron, 1.
Rufus Goodwin	Ira Bean	George Rogers
William J. Hyde	Henry E. Hunting	Stephen Wing
Samuel Hills, Jun.	Soloman Slack	Chas. G. Colbath
Simon W. Clifford	George Craft	Charles Craft
George W. Goodnough	Isaiah Caverly	Joseph Gutterson
Thomas B. Cowen		

Whole number 214—returned to the Adjutant-General May 29, 1840.

Attest: A. Newell, *Town Clerk.*

SPECIAL TOWN MEETING, JULY 2d, 1849.

WARRANT.

Commonwealth of Massachusetts.

Norfolk, ss.

To the Constable of the Town of Brookline,

Greeting:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Brookline qualified to vote in elections, to meet at the Town Hall in said Town, on Monday, the second day of July next, at four o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To consider the propriety of offering a large reward for the detection of the incendiary or incendiaries who caused the destruction of

the stable of Thos. H. Perkins, Jun., on the 23d inst., and attempted at sundry other times to set on fire buildings in this Town; and to take such other precautionary measures as may be deemed advisable.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time & place of said meeting.

Given under our hands & seals this Twenty-eighth day of June, A. D. 1849.

JAMES BARTLETT. Seal.
J. DAVENPORT. Seal.
WILLIAM DEARBORN. Seal.

By virtue of this warrant, I have this day notified each voter to meet at the within mentioned time and place by leaving a printed notification at his last and usual place of abode.

FRANKLIN TUKEY, *Constable of Brookline.*

BROOKLINE, June 30th, 1849.

A true copy. Attest: A. NEWELL, *Town Clerk.*

In pursuance of the foregoing warrant, the Inhabitants of the Town of Brookline met at the Town Hall on Monday, the 2d day of July, at 4 o'clock in the afternoon.

The meeting was called to order, and Augustus Aspinwall, Esq., was chosen Moderator.

The second article in the warrant came up for consideration, and after a lengthy discussion the following votes were passed:

Voted, unanimously, That the Selectmen be authorized to offer a reward of one thousand dollars to be paid to any person or persons who shall give such information as will lead to the detection and conviction of any person or persons who has or who shall designedly set fire to any dwelling house or barn in this town during the year 1849.

Voted, That the further sum of one thousand dollars be placed at the disposal of the Selectmen, with authority to expend the same in such manner as they in their judgment shall consider as most likely to lead to the detection of any person or persons who has or who shall designedly set fire to any building, or who has, or who shall, commit any burglary in this Town during the year 1849.

Voted, To dissolve the meeting.

Attest: A. NEWELL, *Town Clerk.*

SPECIAL MEETING, SEPT. 10TH, 1849.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. *To the Constables of the Town of Brookline:*

You are required, in the name of the Commonwealth of Massachusetts, to notify and warn the inhabitants of the Town of Brookline qualified to vote in town affairs, to meet at the Town Hall on Monday, the tenth day of September next, at two o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To act upon an order of notice from the County Commissioners, upon the petition of George Griggs and others for a public road in the Town of Brookline, from the end of the Mill Dam Road to Brighton Street, or to the line of the Town of Brighton near the house of Joseph White in Brookline.
3. To see if the Town will make an appropriation for draining Washington Street near Harvard Church.
4. To see if the Town will refund the taxes and fines which have been received into the Treasury consequent upon the Dog Law, and pay the expenses which may have accrued in compelling payment of Taxes and Fines on account of said law.
5. To see if the Town will make any modification or alteration in the Dog-law.
6. To see whether the Town will appropriate one hundred dollars towards the support of an evening School for adults during the ensuing Winter.
7. To see if the Town will purchase a piece of land to enlarge the cemetery.
8. To see if the Town will adopt any different plan of keeping the Highway in repair.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time & place of said meeting.

Given under our hands this twenty-fifth day of August, A. D. 1849.

JAMES BARTLETT, } *Selectmen of*
J. DAVENPORT, } *Brookline.*

NORFOLK, ss. BROOKLINE, September 4th, 1849.

By virtue of this warrant, I have notified all the legal voters of the Town of Brookline to meet at the Town Hall in Brookline at the time and place and purpose herein mentioned, by leaving a printed notice at their last and usual place of abode in said Brookline.

A. H. CLAPP, *Constable of Brookline.*

A true copy. Attest: A. NEWELL, *Town Clerk.*

In pursuance of the foregoing warrant, the Inhabitants of the Town of Brookline assembled at the Town Hall on this 10th day of September, 1849.

William I. Bowditch, Esq., was chosen Moderator.

The Second Article in the warrant, in relation to the new road, came up for consideration, and after a protracted discussion was disposed of by the following vote, which was passed by a very large majority:

Voted, That a committee of five persons be now appointed to meet the county commissioners and to remonstrate, on behalf of the inhabitants of this Town, against the petition of George Griggs and others for a public road to be laid out from the northern end of the Mill dam road westerly through this Town to Brighton line, with instructions to use every lawful and proper means, and employ counsel if they deem it necessary, to prevent the granting of said petition.

Voted, That said committee be appointed by the chair.

Mess. Samuel Philbrick, Samuel Craft, Geo. F. Homer, J. Davenport, Artemas Newell, were appointed by the chairman.

The third article came up for consideration, and it was

Voted, That the subject of draining Washington Street, contained in the third article of the warrant, be refered to the Selectmen, with full power to make the proposed drain, provided they shall deem it expedient and necessary.

Voted, That the sum of fifty dollars be granted for that purpose.

Article fourth, in relating to refunding fines & taxes received into the Treasury on account of the dog law, was debated at some length, and it was—

Voted, That the Town do not refund said Taxes & fines.

Voted, That the Selectmen be authorized to pay the expenses that have accrued in compelling payment of taxes & fines on account of said Dog Law.

Article 5th, in relation to altering the Dog Law:

Voted, That a committee of three be appointed by the chair, to report at this meeting such alteration as they shall deem expedient.

Mess. Geo. F. Homer, Wm. Aspinwall & S. Philbrick were appointed.

The committee forthwith retired, and made certain alterations & additions to the law, which they reported, and the same were adopted by the Town.

The law, as now amended, reads as follows:

Section 1. From and after the First day of May, 1849, no person shall own or keep a dog going at large in this town without taking out a license, as herein provided, for each dog, under a penalty of ten dollars for every dog he shall so own or keep without a license.

Section 2. The Town Treasurer shall issue to any person a license for the purposes mentioned in the first section, on receiving payment of two dollars. He shall keep a record of all licenses issued, and they shall expire on the thirtieth day of April in each year.

Section 3. In case any dog shall be found in this town out of the enclosure of its owner or keeper without having a collar on, with the owner's or keeper's name and place of residence legibly marked thereon, the owner or keeper of such dog shall forfeit and pay ten dollars for every time that such dog is found at large from the enclosure of the owner or keeper without a collar.

Section 4. The individual who shall first inform the Treasurer of the name of any person who has not complied with, or who has incurred any liability under any of the provisions of this By-Law, shall be entitled to the bounty of one dollar therefor; the same to be payable on conviction of the delinquent. It shall be the duty of the Treasurer to prosecute forthwith every infraction of this By-Law which shall come to his knowledge, or of which he shall be informed.

Section 5. This By-Law shall not extend to any dog not owned or kept in the Town.

Section 6. All fines recovered under this By-Law shall be paid to the Treasurer of said Town to the use of said Town.

Article 6th in the warrant came up for consideration, and it was—

Voted, That a sum of money not exceeding one hundred dollars be taken from the appropriation for contingencies,

and appropriated toward the support of a school for adults during the ensuing winter.

Article 7. In relation to enlarging the Cemetery, it was

Voted, That the subject of enlarging our present cemetery be referred to a committee, with instructions to examine the adjoining land, also any other parcels of land which they may deem suitable for a cemetery, ascertain the prices required for each, and to report the result of their inquiries to a future meeting of this Town, with their opinions with respect to the most suitable location, having regard to the price and cost of preparation. Also the quantity of land which they may think advisable for the Town to purchase for the enlargement of the present Cemetery or for the construction of another.

Voted, That said committee consist of five, and that the present cemetery committee constitute three of said committee, and that two other persons be appointed by the Moderator.

The Moderator appointed Mess. Samuel Philbrick & Thomas Griggs, which, with the Cemetery committee, stands thus: Samuel Philbrick, Thomas Griggs, Jesse Bird, Harrison Fay, Augustus Aspinwall.

On motion of Mr. Philbrick, the 8th article in the warrant was disposed of by the following vote:

Voted, That the subject contained in the 8th article of the warrant, concerning the adoption of some different plan for repairing our public roads, or streets, be referred to a committee of five persons, with instructions to report the result of their deliberations at a future meeting.

Voted, That said committee be chosen by nomination.

Samuel Philbrick, James Robinson, Thomas Griggs, Daniel Sanderson, Abijah W. Goddard, were chosen as the committee.

The meeting was then dissolved.

Attest: A. Newell, *Town Clerk.*

DIRECTION BY SELECTMEN IN REGARD TO THE LOCATION OF POSTS, &C., OF THE BOSTON & VERMONT TELEGRAPH COMPANY.

COUNTY OF NORFOLK, } In conformity with the provisions of the Stat-
BROOKLINE, SS. } utes of 1849, chapter 93, concerning Electric Telegraph Companies, the Selectmen of Brookline hereby give to the Boston & Vermont Telegraph company, whose line is to pass through said Town of Brookline, their writing specifying where the posts are to be located, the kind of posts to be used, the height at which and the places where the wires may be run, To wit: The posts are to be located on the westerly side of Harvard Street from Brighton line to the junction of Sewall's Avenue with said Harvard Street; thence crossing said Street, the posts are to be located on the easterly side of said Harvard Street, and following through said Harvard Street and Washington Street on the same side through the village to Roxbury line. The posts are to be good, substantial, straight, chestnut, cedar or spruce posts, of a large size for the place they occupy, to be trimmed and made free from knots. The wire to be placed at an elevation, on an average, of not less than twenty-two feet from the ground, to be so placed as not to interfere with the trees, growing on the sides of the streets, more than is absolutely necessary. The Selectmen reserving to themselves to direct such alterations in the location of said posts, wires, &c., as may be desired hereafter as provided in said act.

Given under our hands at said Brookline this eleventh day of September, A. D. 1849.

JAMES BARTLETT,
J. DAVENPORT,
WM. DEARBORN, } *Selectmen of Brookline.*

A true copy, Attest:

Rec'd and entered Sept. 11, 1849. A. NEWELL, *Town Clerk.*

NOVEMBER ELECTION, 1849.

[SEAL.]
[SEAL.]
[SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, SS. *To the Constables of the Town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Brookline, qualified to vote in elections, to meet at the Town Hall in said Town, on Monday the twelfth day of

November next, it being the second Monday in said month, at one o'clock in the afternoon, at which time and place the polls will be opened:

First. To determine whether the Town will send a Representative to the next General Court.

Second. To bring in their votes to the Selectmen for the following officers, to wit: For Governor and Lieutenant-Governor of this Commonwealth, for three Senators for Norfolk County and a Representative to the next General Court, if the Town determine to send one. The officers above named are to be all voted for on one ballot. The polls to be kept opon not less than two hours.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals this 30th day of October, 1849.

Signed, JAMES BARTLETT, J. DAVENPORT, WM. DEARBORN, } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, Nov. 3, 1849.

In pursuance of the within warrant, I have notified the legal voters in the Town of Brookline by leaving a printed copy at the residence of each voter, to meet at the time and place within mentioned.

FRANKLIN TUKEY, *Constable of Brookline.*

A true copy. Attest: A. NEWELL, *Town Clerk.*

Agreeably to the foregoing warrant, the polls were opened by the Selectmen at one o'clock precisely, this 12th day of November, 1849, and were kept open by vote of the town until a quarter past five o'clock.

First, Voted to send a Representative to the next General Court.

The voting then commenced, and at a quarter past five o'clock the polls were closed, the votes sorted and counted by the Selectmen & Town Clerk, declaration of the result made by the Chairman of the Selectmen, the returns signed by the Selectmen and Town Clerk, and sealed up in open Town Meeting.

The check-list was used, and no person was permitted to put in his ballot until his name was found on the list. The

result of the ballotting, as declared by the presiding officer, is as follows:

Whole number of ballots given in for Governor of this Commonwealth is Two Hundred & Sixty-four (264). To wit:

George N. Briggs of Pittsfield has one hundred & Eighty-nine. (189)
George S. Boutwell of Groton has Forty-five. (45)
Stephen C. Philips of Salem has Thirty. (30)

Whole number of ballots given in for Lieutenant-Governor is Two Hundred & Sixty-three (263). To wit:

John Reed of Yarmouth has one hundred & eighty-eight. (188)
Henry W. Cushman of Bernardstown has Forty-five. (45)
John Mills of Springfield has Thirty. (30)

Whole number of ballots given in for Senators for Norfolk County is Two Hundred & Sixty (260). To wit:

Lewis Harding of Franklin has one hundred & eighty-seven. (187)
Marshal P. Wilder of Dorchester has one hundred & eighty-six. (186)
Lysander Richards " Quincy " one hundred & eighty-six. (186)
Charles F. Adams of Quincy has Seventy-three. (73)
Ezra Wilkinson of Dedham " Seventy-one. (71)
Milton M. Fisher " Medway " Seventy-two. (72)
E. K. Whittaker of Needham " one. (1)

Whole number of ballots given in for Representative to the next General Court is Two Hundred & Sixty. Necessary for a choice one hundred & Thirty-one. To wit:

James Bartlett has forty-six. (46)
Augustus Aspinwall " Thirty. (30)
J. Davenport " Two. (2)
Charles Heath " one. (1)
Thomas Griggs " one. (1)

Marshal Stearns one hundred & eighty (180), and was declared to be duly elected to represent the Town of Brookline in the Legislature of this Commonwealth to convene on the first Wednesday of January next.

The foregoing is a true and correct transcript of the proceedings of the Town of Brookline at the General Election for the year 1849.

Attest: A. Newell, *Town Clerk.*

BOUNDARY LINES BETWEEN BROOKLINE & BRIGHTON.

PERAMBULATED NOV. 15, 1849.

Agreeably to notice in writing given on the 3d inst. to the Selectmen of Brighton by the Selectmen of Brookline (the most ancient of the two towns,) to meet on the fifteenth day of November, A. D. 1849, at two o'clock in the afternoon, to perambulate the boundary lines and renew the marks and bounds where necessary between said towns, the subscribers, selectmen of said towns of Brookline & Brighton, met at the time and place designated in said notice, and proceeded to perambulate the lines and to establish and agree upon the bounds and monuments, to wit:—

First—Beginning at "Smelt Brook" where it empties into Charles River (the centre of said River immediately opposite said Brook is the line between the two Towns), thence following said Brook to where the original stream crossed the Western Avenue.

Second—Thence from the point at said Avenue through the swamp and water to a stone monument marked B.B. by the edge of the swamp.

Third—Thence in a straight line from the last named monument to a stone monument marked B.B. standing on the southerly side of the county road, called in Brookline, Harvard Street.

Fourth—Thence to a stone marked B. set in the ground of Isaac Dearborn, opposite the land now or late of the heirs of Jonathan Livermore, thence continuing the same course to a stone monument marked B.B. standing on the easterly side of the road called Washington Street, at the corner of the land of said heirs of Jonathan Livermore, said last described line from Harvard Street to Washington Street being a straight line.

Fifth—Thence to a stone monument marked B.B. set in the wall at the corner of the land of James Dana & Timothy Corey, thence continuing in the same course to a stone monument marked B.B. standing on the westerly side of the county road nearly opposite the house of Joseph White, said last described line being a straight line from the monument on Washington Street to the monument in the road near Mr. White's.

Sixth—Thence to a stone monument standing in the meadow land of John Kingsbury marked N.B.B., which monument forms the corner bounds between Newton, Brighton & Brookline.

JAMES BARTLETT, J. DAVENPORT, WM. DEARBORN, *Selectmen of Brookline.*

A. NEWELL, *Town Clerk of Brookline.*
REUBEN HUNTING, JOHN GORDON, *Selectmen of Brighton.*

A true copy.

Attest: A. NEWELL, *Town Clerk.*

PERAMBULATION BETWEEN NEWTON & BROOKLINE.

We the undersigned, Selectmen of Newton & Brookline, hereby certify that we have this third day of November, A. D. 1849, perambulated the lines between said Towns, and find the several bounds and monuments as follows, viz. :—

1st. A stone monument marked R.B.N. near the westerly edge of Troublesome Swamp (so called), which forms the corner bounds between Roxbury, Newton and Brookline.

2d. Thence to an Iron monument on a large rock in Caleb Crafts' pasture, marked N.B.

3d. Thence to a stone monument marked N.B. on the northerly side of the road near and westerly of the saw-mill.

4th. Thence to a stone monument marked N.B. in Stake Meadow (so called), which monument makes a corner.

5th. Thence to a stone marked N.B. on the corner of the wall near Stake Meadow.

6th. Thence to a stone marked N.B. in the wall by land of Capt. Clark's.

7th. Thence to a stone monument marked N.B. on the northerly side of the road near where formerly stood the house of A. Hyde.

8th. Thence to a stone monument marked N.B. on the southerly side of Worcester Turnpike.

9th. Thence to a stone monument marked N.B. on the westerly side of the road by land of Daniel Kingsbury.

10th. Thence to an abutment stone marked N.B. at the end of a wall on land of the heirs of Joseph Lee.

11th. Thence to a stone monument marked N.B. in a Swail.

12th. Thence to a stone marked N.B. on the end of a wall.

13th. Thence to a stone marked N.B. on the wall at the end of a lane.

14th. Thence to stone monument marked N.B.B. in land of John Kingsbury, which forms the corner bounds between Newton, Brookline and Brighton.

All of which bounds and monuments we have agreed to.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN,
A. NEWELL,
Town Clerk of Brookline.
} *Selectmen of Brookline.*

ISAAC HAGAR,
STEPHEN W. TROWBRIDGE,
NATHAN CRAFTS,
BENJ. W. KINGSBURY,
EPHRAIM GROVER,
} *Selectmen of Newton.*

Newton Incorporated 1691. Brookline Incorporated 1705.

A true copy. Attest: A. NEWELL, *Town Clerk.*

ANNUAL MEETING, MARCH 4TH, 1850.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

[SEAL.] [SEAL.] [SEAL.] NORFOLK, ss. *To the Constables of the Town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline to meet at the Town Hall in said Town on Monday, the fourth day of March next, at one o'clock in the afternoon, for the following purposes, to wit:

1st. To choose a Moderator.

2. " choose the necessary Town Officers for the ensuing year, and determine the compensation of the Town Treasurer and Collector of Taxes.

3. To hear and act upon the Reports of Town officers and committees.

4. To bring in their votes for County Treasurer.

5. To see if the Town will make an appropriation for the purpose of reducing the hill in South Street, near the Roxbury line.

6. To see if the Town will accept as a public highway a portion of Goddard avenue and that part of Avon Street which lies in Brookline.

7. To hear and act upon a Report of the Selectmen setting forth the boundaries and admeasurements of the widening of School Street and the laying out as public highways the Avenue called Mechanic Place, and a new street leading from Washington Street to School Street west of the Town House.

8th. To grant and appropriate such sums of money as may be necessary to meet the expenditures of the Town the current year and to pay off a portion of the public debt.

9th. To see if the Town will reconsider the vote passed September 10, 1849, in regard to laying out a new road from the end of the Mill Dam to Boylston Street or the line of the Town of Brighton near the house of Joseph White.

10. To see what action, if any, the Town will take respecting the order of notice from the County Commissioners respecting said road.

11. To see if the Town will grant any and what sum of money for the purpose of building said road.

12. To act upon an order of notice from the Legislature upon the petition of Geo. F. Homer and others that all that part of the City of Roxbury lying North of Brookline Branch of the Mill Dam, with the inhabitants thereof, may be set off from the City of Roxbury and annexed to the Town of Brookline.

Hereof fail not, and make return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, at Brookline, this twenty-third day of February, A. D. One Thousand Eight Hundred & fifty.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN, } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, Feb. 28th, 1850. In pursuance of the within warrant, I have notified the inhabitants of said Town to meet at the time and place and for the purposes therein expressed, by leaving a printed notification at the residence of each voter.

H. M. SANBORN, *Constable of Brookline.*

A true copy. Attest: WILL. ASPINWALL, *Town Clerk.*

BROOKLINE, March 4, 1850.

In pursuance of the foregoing warrant, the inhabitants of the Town of Brookline assembled at the Town Hall this day at one o'clock in the afternoon. The meeting was called to order by Artemas Newell, Esq., the Town Clerk, who read the warrant, and presided during the election of a Moderator by written ballots; the balloting resulted in the choice of William I. Bowditch, Moderator, who again called the meeting to order, and directed all present to listen to the prayer by the Rev. William H. Shailer.

The meeting proceeded to choose a Town Clerk for the ensuing year by written ballots.

William Aspinwall was chosen Town Clerk.

The Town Clerk was sworn by the Moderator to the faithful discharge of the duties of the office.

Voted, To pass over the second article in the warrant and proceed to the third, and hear and act upon the Reports of Town Officers and Committees.

Mr. James Bartlett, in behalf of the Selectmen, presented and read a report of the places where Guide posts and Boards are erected and maintained by the Town, which will be found on file F, No. 2.

The Report was accepted and is recorded in these Records page [319].

Doctor Charles Wild, in behalf of the Auditing Committee, made a report, which had already been printed and distributed throughout the Town, and a copy of which will be found on File F, No. 3. The Report was accepted.

Mr. Moses Withington presented the Report of the Town Treasurer and Collector of Taxes, of the Receipts and Expenditures during the past year and of the balance on hand, as follows:

TREASURER'S REPORT.

RECEIPTS:—From Commonwealth for support of Paupers, $192.82; from Bank of Brighton, loan in anticipation of taxes, $2500.00, less by interest, $66.25—2433.75; from George F. Homer, Esq., income from School fund, $69.28; from seventy-two dog licenses, $144.00; from John J. Clarke, the fine imposed on Samuel Goddard for keeping a dog without a license, $10.00; from City of Boston, for repairs of Boylston Street, $300.00; from sundry persons, for use of Town Hall, $78.50; from Episcopal Society, for use of Town Hall to Feb. 1, 1850, $67.00; from Thomas Dillon, for Pedlar's license, $6.00; from A. W. & J. M. Seamans, proceeds of Hay scales one year, $102.55; from A. Newell, sale of Town Maps, $4.00; from interest on sundry taxes, $12.91; from Taxes assessed for the year 1849, $11762.70, less by amount of abatements $189.00, tax not paid $241.50=$11332.20=$14753.01; deduct payment to Bank of Brighton of loan, $2500.00, leaves the available funds $12253.01. EXPENDITURES:—Whole amount to Feb. 21, 1850, $10977.42; whole amount received, $12253.01; whole amount expended, $10977.42; leaving balance in the hands of the Treasurer, $1275.59—$12253.01.

Respectfully submitted, BROOKLINE, Feb. 21, 1850.

MOSES WITHINGTON, *Treasurer.*

This Report was accepted, and is on File F, No. 4.

Mr. Jesse Bird, in behalf of the Cemetery Committee, presented their report, as follows: It is on File F, No. 5.

REPORT OF CEMETERY COMMITTEE.

The Cemetery Committee of the Town of Brookline respectfully ask leave to report: That the Receipts of money since the last Report have been $120 00

Balance from last report 320 59

$440 59

Disbursements for same period 42 18

Leaving balance in Treasury of $398 41

The number of lots now remaining unsold is Eight. From the returns made by the Sexton, it appears there were twenty-eight interments within the town, of which number eleven were brought from other towns. All of which is submitted. By order of the Committee,

BROOKLINE, Mar. 4th, 1850. JESSE BIRD.

This report was accepted.

Voted, That the funds in the hands of the Cemetery Committee be paid into the Treasury of the Town, and that the Committee be authorized to make the annual improvements in the grounds, and draw upon the Treasury for the funds to meet such expenditures, and that hereafter the proceeds from the sales of all Cemetery lots shall be paid into the Treasury, so that for the future the Auditors' Report will show the receipts and expenditures for that object.

Mr. Samuel Philbrick presented the Report of the Committee appointed at the last annual meeting with instructions to present a petition, on behalf of the Town, to the County Commissioners for the County of Norfolk, requesting them to alter the public streets within the Town by widening them in various places. The Report was accepted.

Voted, That the report of the Committee on the subject of widening streets be accepted and adopted, and that the sum of Fourteen Hundred Dollars be hereby granted and appropriated for the purpose of blasting, grading and completing for public travel all such parts of the streets in this town as have been altered or widened by the County Commissioners the past year, and that said sum of Fourteen Hundred Dollars be assessed on the polls and estates of the resident and non-resident inhabitants, and collected in the same manner that all other Town expenses are assessed and collected; and that the same be held by the Treasurer, subject to the order of the Selectmen, for the purpose above named.

Said Report is as follows: See File F, No. 6.

The Committee chosen by the Town of Brookline at their annual meeting in March, 1849, with instructions to present a petition on behalf of the Town to the County Commissioners for the County of Norfolk, requesting them to alter the public streets within the Town by widening them in various places, are now prepared to report: That in conformity with said instructions, a petition for the purpose above named was duly presented to the said Commissioners, who, in accordance therewith, after examination of the streets and a full hearing of the parties interested, proceeded, on the 22nd day of August last, to locate and make alterations, according to our said petition, in the several places hereinafter described, as will more fully appear by an examination of the

returns of their doings made by the Commissioners to the Town under date of 26 December, 1849, and now on file in the Town Clerk's office. They have altered Walnut Street by widening it on land of the heirs of Thomas Whyte, dec'd, on land of the heirs of Oliver Whyte, dec'd, and on land of Samuel A. Walker. They have altered Warren Street by widening it on land of the first Parish, on land of Judge Eustis, on land of Ignatius Sargent, on land of the heirs of G. Murdock, dec'd, on land of John E. Thayer, and on land of W. H. Cowan. They have altered Clyde Street by widening it on land of W. H. Cowan at the corner of Warren Street, on land of Thos. H. Perkins, on land of W. H. Gardiner, on land of Josiah Seaverns, and on land of Samuel Hills or John Trowbridge. They have altered Brighton Street by widening it on land of John How, Jr., and Bonney, and on land of the heirs of D. Dowse, dec'd. They have altered Washington Street by widening it on land of the heirs of Joseph Smith, deceased, and on land of Timo. Corey. Plans or drawings of all parts of the streets which have been thus altered by widening, giving the width of the streets before and after said alterations, setting forth the metes and bounds and quantity of land taken in each place, have been procured by your Committee and deposited in the office of the Town Clerk for examination and reference. After a careful review of all the alterations, your committee have made the following estimate of the amount of money which will be required for grading the several parts, building protection bank-walls, blasting and preparing the whole for public travel, agreably to the requirements specified in the return of said Commissioners. First, on Walnut Street: For grading against land of Thomas Whyte and of Oliver Whyte, dec'd, and land of S. A. Walker, Fifty dollars, $50. Second, on Warren Street, for blasting and grading against Parish land, One Hundred Dollars, $100. For blasting and grading against land of Judge Eustis, One Hundred dollars, $100.00. For grading against the Estates of I. Sargent and G. Murdock, Seventy-five dollars, $75.00. For grading against land of W. H. Cowan, Seventy-five dollars, $75.00. For grading against land of J. E. Thayer, Twenty-five dolls., $25,00. Third, on Clyde Street: For blasting and grading against lands of T. H. Perkins and W. H. Gardiner, One Hundred dolls., $100.00. For grading against land of T. Seaverns, on northerly side, Thirty dolls., $30.00. For grading against land of S. Hills or Trowbridge and Seaverns, on Southerly side, Seventy-five dollars, $75.00. Fourth, on Brighton Street: For grading against land of Howe and Bonney, Two Hundred Dollars, $200.00. For grading against land of heirs of D. Dowse, One Hundred Dollars. Fifth, on Washington Street: For blasting and against land of T. Corey, one hundred and seventy dollars, $170.00. For protection bank-wall against land of heirs of T. Smith, Northerly end, Fifty Dollars, $50.00. For protection bank-wall against land of s'd heirs, southerly end, opposite the house of T. Corey, and for grading, Two Hundred dolls., $200.00. For raising wall and railing between the two last named places, Fifty Dollars, $50.00. Making a total amount of $1400. Your committee would recommend that a grant and appropriation be now made for carrying into effect and completing the several alterations above named, and that the amount granted be subject to the order of the

Selectmen, and that instructions be given to the highway surveyors or Selectmen to complete the whole work as soon as circumstances will admit.

BROOKLINE, March 4th, 1850.

SAM'L PHILBRICK,
THOMAS GRIGGS,
D. SANDERSON,
CHARLES STEARNS, JR.,
A. W. GODDARD.

Voted, That the Selectmen be requested to forthwith notify in writing, all persons owning lands whereon the Streets in this Town have been widened by the County Commissioners, to remove therefrom their walls and fences and such trees only as the Selectmen shall deem necessary for the proper grading and passing said streets, on or before the twenty-sixth day of June next, the time limited by the County Commissioners for that purpose. And that the Selectmen give further notice to said land owners that any neglect or omission on their part to remove said walls and fences or trees within the term of time above limited, will be deemed and considered a relinquishment of their right to all such walls, fences, or trees, for the use and benefit of the Town. And the Selectmen are hereby instructed to cause all such walls, fences, or trees, above named, as shall remain unmoved after the expiration of the time above limited, and which shall in any manner obstruct the proper grading or free passing of said streets, to be removed and sold for the benefit of the Town.

Mr. Samuel Philbrick presented the report of the committee chosen by the Town at the meeting of the tenth of September, A. D. 1849, to devise some plan for repairing the public streets different from that hitherto practised; which Report is on file F, No. 7.

Said Report was accepted.

The Rev. Joseph Haven, Jr., presented and read the Report of the School Committee. File F, No. 8.

Voted, That the report of the School Committee be accepted, and that Four Hundred copies thereof be printed under the direction of the Committee.

Voted, That the Town choose three Selectmen for the year ensuing.

The ballotting resulted in the choice of

Mr. James Bartlett,
" Jerathmael Davenport, } as Selectmen,
" William Dearborn,

and they were sworn by the Moderator to the faithful discharge of their duty.

Voted, That the Town choose three Assessors for the year ensuing.

The ballotting resulted in the choice of Messrs. Thomas Griggs, Charles Stearns, Jr., & John N. Turner, Assessors.

Voted, To choose three overseers of the poor by nomination and hand vote.

Voted, That James Bartlett, Jerathmael Davenport and William Dearborn be overseers of the poor for the ensuing year.

Voted, To choose a Town Treasurer by ballot.

The ballotting by written ballots resulted in the choice of Moses Withington, Town Treasurer.

Voted, To choose a Collector of Taxes by nomination and hand vote.

Voted, That Moses Withington, the Town Treasurer, be Collector of Taxes for the ensuing year.

Voted, That the Treasurer's salary for the ensuing year be fixed at the sum of Thirty dollars.

Voted, To reconsider the vote fixing the salary of the Treasurer.

Voted, That the Salary of the Treasurer for the year ensuing be fixed at the sum of one hundred dollars.

Voted, That the compensation of the Collector of Taxes for the year ensuing be fixed at One Hundred and Fifty dollars.

Voted, To choose five School Committee men for the ensuing year by written ballots.

The balloting resulted in the choice of

Rev. Mr. William H. Shailer,
Mr. Samuel Philbrick,
Rev. Mr. Joseph Haven, Jr., } School Committee.
Rev. Mr. Frederick N. Knapp,
Rev. Mr. William Horton,

Voted, That there be three surveyors of highways chosen for the ensuing year.

Voted, That the report received from the Committee on the subject of repairing the public streets be accepted, and that (blank) are hereby accordingly chosen and elected to the office of Surveyors of Highways the ensuing year, to act jointly together in performing the duties of that office throughout the Town; and they are hereby instructed to carry into effect the widening of the public streets, by blasting and grading all parts which have been laid out the past year by the County Commissioners, and to complete the same for public travel agreeably to the requirements of said Commissioners, as far as the appropriation, when applied according to the several estimates of the Committee, will admit. And said Surveyors are hereby further instructed to carry into effect, as far as in their judgment a proper and proportional use of the money granted for the repair of highways will justify, the several improvements in grading the streets which were recommended by the Committee on widening the Streets in their Report adopted by the Town at the adjournment of their Annual Meeting in March, 1849.

Voted, That the blank in the preceding vote be filled by choosing three Surveyors of Highways by hand vote after nomination by the Moderator.

Voted, That Charles Stearns, Jr., William Dearborn and Abijah W. Goddard be Surveyors of Highways for the year ensuing.

Voted, That all other Town officers be chosen by nomination and hand vote.

Voted, That there be three firewards chosen.

Seth T. Thayer, Oliver Whyte, Augustus Allen, were chosen firewards.

Voted, That there be two fence viewers chosen.

Messrs. Clark L. Haynes & Samuel Clark were chosen Fence Viewers.

Voted, That there be three Constables chosen.

Messrs. Elisha Stone, Franklin Tukey & H. M. Sanborn were chosen Constables.

Voted, That there be ten Field Drivers chosen.

Jerathmael Davenport, Samuel A. Robinson, Marshall Stearns, Samuel Clark, William Griggs, James M. Seamans,

John W. Warren, Ansel Waterman, Thomas Pettingill, Charles W. Scudder, were chosen Field Drivers.

Voted, That there be two Surveyors of Wood & Lumber chosen.

Messrs. Elisha Stone & James M. Seamans were chosen Surveyors of Wood & lumber.

Voted, To choose an Auditing Committee of three.

Messrs. Charles D. Head, Abijah W. Goddard, William I. Bowditch, were chosen Auditing Committee.

Voted, To choose one Pound Keeper.

Mr. Charles Smith was chosen Pound Keeper.

Voted, To choose a Prudential School Committee of three.

Mr. Charles Stearns, Jr., for the North District,
" Willard A. Humphrey, " " Middle "
" Samuel Hill, " " South "
were chosen Prudential School Committee.

Voted, That it is not expedient to choose Tythingmen.

Augustus Aspinwall, Marshall Stearns & Lemuel Foster were chosen Cemetery Committee.

Voted, To pass to the consideration of the ninth article.

After some debate—

Voted, To pass to the tenth and eleventh articles in the Warrant.

After much debate upon a motion of George Griggs, Esq., that the Town approve the contemplated Road from the end of the Mill Dam to Brighton Street or the line of the Town of Brighton near the house of the late Joseph White, and appropriate Ten Thousand Dollars towards building said Road, which was decided in the negative, on a division of the meeting, by a vote of Fifty in the negative to Forty-Two in the affirmative—

Voted, To indefinitely postpone the consideration of the tenth and eleventh articles.

Voted, That when this meeting adjourn it adjourn to meet a fortnight from this day, on Monday, the eighteenth day of March present, at three o'clock in the afternoon, in this place.

Voted, To take up the fourth article of the Warrant, and bring in votes for County Treasurer.

After the ballotting was over, and the polls were closed, the votes were counted, in open meeting, by the Moderator and Town Clerk, and it appeared that the whole number of ballots was Thirty-seven, all of which were for John Bullard.

John Bullard, Thirty-Seven.

Voted, That the twelfth article in the Warrant be considered.

Voted, That the Town declare that they have received the order of notice mentioned in the twelfth article of the Warrant, and take no further action thereon.

Voted, That the meeting do now adjourn.

Adjourned.

Attest: WILL. ASPINWALL, *Town Clerk.*

In conformity with the Law of the Commonwealth, the Town Clerk forthwith issued his warrant with a list of the officers chosen who are required to take an oath of office and who had not been sworn by the Moderator, and delivered the same to Constable Elisha Stone, who was previously sworn by him, requiring him to summon each of the officers chosen to appear and take the oath of office before the Town Clerk within seven days after such notice.

NORFOLK, ss.

Then personally appeared the persons hereafter named, and took the oath of office required of them, or signified their acceptance of the office to which they had been chosen, or declined serving in such office. Before me,

WILL. ASPINWALL, *Town Clerk.*

March 5, 1850.	Elisha Stone sworn as Constable and as Surveyor of Wood & Lumber.
" " "	Moses Withington sworn as Treasurer and Collector.
" " "	Franklin Tukey sworn as Constable.
" 6 "	Wm. I. Bowditch accepted as one of Auditing Committee.
" " "	Charles D. Head accepted as one of Auditing Committee.
" " "	Oliver Whyte " " Fire Ward.
" " "	Augustus Aspinwall declined " " Cemetery Committee.
" " "	Rev. William Horton accepted " " School Committee.
" " "	Rev. Frederick N. Knapp " " " School Committee.
" " "	Mr. James Bartlett " " " Overseer of the Poor.
" " "	Mr. Jerathmael Davenport " " " " " "
" " "	Mr. William Dearborn " " " " " "

NORFOLK, ss.

Then personally appeared the persons hereafter named and took the oath of office required of them, or signified their acceptance of the office to which they had been chosen, or declined serving in such office. Before me,

WILL. ASPINWALL, *Town Clerk.*

March 6, 1850. Mr. Seth T. Thayer accepted as Fireward.
" 8 " " Marshal Stearns declined " Cemetery Committee.
" " " " H. M. Sanborn sworn " Constable.
" " " " Ansel Waterman sworn " Field Driver.
" " " " Thomas Pettingill sworn " Field Driver.
" 9 " " James M. Seamans sworn Field Driver & Surveyor of Lumber.
" " " " Clark L. Haynes sworn Fence Viewer.
" 11 " " Charles W. Scudder sworn Field Driver.
" " " " Jerathmael Davenport sworn as Field Driver.
" " " " Samuel A. Robinson sworn " Field Driver.
" 12 " " John N. Turner sworn " Assessor.
" 13 " " John W. Warren sworn " Field Driver.
" " " Rev. Joseph Haven, Jr., accepted " School Committee.
" " " Mr. Willard A. Humphrey " Prudential School Committee.
" 16 " Rev. Wm. H. Shailer accepted as School Committee.
" 18 " Mr. Wm. Dearborn sworn as Surveyor of Highways.
" " " " Abijah W. Goddard sworn as Surveyor of Highways.
" " " " " " " accepted " Auditing Committee.
" " " " Samuel Philbrick " " School Committee.

REPORT OF SELECTMEN, OF PLACES WHERE GUIDE POSTS AND BOARDS ARE MAINTAINED BY THE TOWN OF BROOKLINE.

According to the Laws of the Commonwealth, the Selectmen submit the following report of the places where Guide Posts and Boards are erected and maintained by the Town, to wit:

There is a Guide post, with a board thereon, standing at the junction of Boylston Street with Washington Street, directing to Newton Upper Falls and Brighton; one at corner Boylston and Heath Streets, directing to Newton, Worcester and Dedham; one at corner of Brighton Street, directing to Brighton; one at Boylston and Cross Street, to Newton Upper Falls, Newton and Brighton; one at Heath and Warren Streets, to Newton, Dedham and Brighton; one at Clyde and Warren Streets, to Dedham and Brighton; one at Clyde and Newton Streets, to Brighton, Newton and Dedham; one at Grove and Newton Streets, to West Roxbury and Dedham; one at Grove and South Streets, to Brighton; one at South and Newton Streets, to Dedham, Brighton and Newton; one at

Warren and Cottage Streets, to Dedham and Jamaica Plain; one at Warren and Walnut Streets, to Jamaica Plain; one at Washington and Harvard Streets, to Brighton and Cambridge; one at Sewall's Avenue and Harvard Street, to Cambridge and Cambridgeport.

There being fourteen in all, which are all that are required at present, in the opinion of the Selectmen.

All which is respectfully submitted for the Selectmen.

BROOKLINE, March 4, 1850. JAMES BARTLETT, *Chairman.*

A true copy. Attest: WILL. ASPINWALL, *Town Clerk.*

ADJOURNED ANNUAL MEETING, MARCH 18, 1850.

Pursuant to the adjournment, the Inhabitants of the Town met at the Town Hall on Monday, the eighteenth day of March, A. D. Eighteen Hundred and Fifty, at three o'clock in the afternoon.

The Moderator, Mr. Wm. I. Bowditch, called the meeting to order, and read the list of the officers chosen at the last meeting who had not been sworn or who had not signified their acceptance or refusal of office.

Voted, To proceed to fill all vacancies in the offices of the Town.

Mr. Samuel Clark was chosen Fire ward, and was excused, and Mr. John Trowbridge was chosen in his place.

Messrs. William Griggs and Samuel Clark were sworn as Field Drivers by the Town Clerk.

Messrs. Thomas Griggs and Charles Stearns, Jr., were sworn by the Town Clerk as Assessors.

Mr. Charles Stearns, Jr., was sworn as Surveyor of Highways.

Mr. John Gibbs was chosen Fence Viewer.

Mr. Samuel Philbrick was chosen one of the Cemetery Committee.

Voted, That Mr. Marshall Stearns be not excused from serving on the Cemetery Committee.

Mr. Jesse Bird was again chosen one of the Cemetery Committee, in place of Lemuel Foster, excused.

Voted, To proceed to consider the Fifth Article in the Warrant.

Voted, That a Committee of three persons be appointed by the Moderator, to examine the Hill in South Street, near Roxbury line, see how much it needs to be cut down, how great an expenditure it requires, and report at a future meeting.

The Moderator appointed Messrs. Daniel Sanderson, Thomas Griggs and Abijah W. Goddard this Committee.

Voted, To consider the Sixth Article in the Warrant.

Voted, That the subject of the Sixth Article be refered to the Selectmen, with power to lay out a portion of Goddard Avenue, and that part of Avon Street which lies in Brookline, as a town way, if they deem it expedient.

Voted, To consider the Seventh Article in the Warrant.

Mr. James Bartlett, Chairman of the Selectmen, read the following Report, which is also on File F, No. 10:

According to the instructions of the Town at the last Annual Meeting, the Selectmen on the 11th day of April last, laid out as a public street the passage way called Mechanic Place, from Harvard Street, commencing near the Estate of Thomas Seaverns, and running westerly Thirty feet in width to the proposed new street which is to be laid out West of the Town House. Also, on the same day, laid out a street leading from Washington Street, on the Westerly side of the Town House, until it intersects Mechanic Place. They also laid out a continuation of the same street across Mechanic Place to School Street. This last (not being included in the instructions of the Town,) was done at the suggestion of several of the owners of land over which it is laid out, who, in consideration of the benefit to be derived from such road, agree, in writing, to claim no other compensation for their land so taken. And it is also deemed by the Selectmen that it would be a public benefit to have a street continued from Washington to School Street, and that the expense of constructing it would be very small. Said Street is laid out as follows, to wit: Commencing on Washington Street on the westerly side of an Avenue twelve feet wide, lying between the Estate of T. C. Leeds and land of the Town, and running on the westerly side of said Avenue eighty-four feet nine inches; thence turning Westerly from said Avenue and running Two Hundred and Thirty-nine feet six inches to the line of land of the Town and parallel with the centre of Mechanic Place, striking the Town's land nineteen feet west of said twelve-foot avenue; thence continuing through land of the Town in a line curving to the Eastward Four Hundred and fifteen feet to School Street, which line being Seven Hundred and Thirty-nine feet three inches from Washington to School Street, makes the westerly boundary of the new street, taking a triangular strip of land belonging to Samuel Leeds, lying west of said twelve-foot

avenue, containing twenty-two hundred and seventy square feet; the easterly side of said new street commences on Washington Street thirty feet east of the west side of said twelve-foot avenue, and running over land of the Town, parallel with the above described line, and Thirty feet therefrom, one hundred and sixty-five feet; thence over land of Dr. Charles Wild and John Gibbs one hundred and sixty feet to Mechanic Place; thence across said Mechanic Place thirty feet; thence over land of the Town Two Hundred and Sixteen feet; thence across a point of land of A. L. Dennison Fifteen feet; thence over land of William Dearborn Seventy feet; thence over land of Oliver Cousens Ninety-four feet, to the School House, making the whole easterly boundary of the Street Seven Hundred and Fifty feet in length. The quantity of land necessary to be taken for the said street, besides the land of the Town, the twelve-foot avenue, and that part of it which crosses Mechanic Place, is Five Thousand Eight Hundred and Eighty-eight Square Feet, belonging to the following persons, to wit: To Timothy C. Leeds, 2270 feet; Dr. Wild and John Gibbs, 1046 feet; A. L. Dennison, 112 feet; Wm. Dearborn, 1050 feet; Oliver Cousens, 1410 feet. The four last named owners of land amounting to 3618 feet, agree to give their land without any compensation. The Selectmen have also staked out, with a view to widening the Town road called School Street, where necessary, to make it not less than thirty feet in width, according to the vote of the Town, as follows: Commencing at Harvard Street and taking a strip four feet in width on the south side, from land of Oliver Cousens, one hundred and eighty-five feet in length, to land of the Town; thence across land of the Town to land of Timothy C. Leeds to a stake five feet south of the Road, making the Street from Harvard Street to land of said Leeds Thirty-three feet wide the whole distance; thence running Westerly from said stake one hundred and twenty-two feet to a stake at a point where it again intersects with the road. The quantity of land necessary to widen this street according to the above described limits, is Ten Hundred and Forty-one square feet, to wit: Of Oliver Cousens, Seven hundred and forty; T. C. Leeds, Three hundred and one feet. The several boundaries and admeasurements of the laying out and widening said Streets are more fully delineated by Surveys and drawings of the same made by J. D. Williams, Surveyor, which are herewith submitted.

Previous to laying out said new Street and widening said School Street, the Selectmen caused written notice of their intentions so to do to be left with each owner of land over which said streets are to be laid out and widened, seven days at least previously thereto, and filed in the office of the Town Clerk the boundaries and admeasurements of said laying out and widening, at least seven days before this meeting, according to law.

All of which is respectfully submitted for the Selectmen,

BROOKLINE, March 4, 1850. JAMES BARTLETT, *Chairman.*

Voted, That the Report of the Selectmen be accepted, and that the ways therein mentioned as laid out and widened be accepted and allowed by the Town, and that the Selectmen

be instructed to carry the recommendations of the Report into effect.

Voted, To take up the Eighth Article of the warrant, concerning appropriations for the ensuing year.

Voted, That one Hundred dollars be added to the estimate for the support of schools.

Voted, That Fifty dollars be appropriated for keeping in order the Cemetery.

Voted, That the following appropriations be made for the ensuing year, to wit:

For support of Poor, Eight hundred dollars	$800 00
For support of Schools, exclusive of school for adults, Thirty-Eight Hundred Dollars	3800 00
For support of Highways	1200 00
" County Tax	1000 00
" Fire Department, including hydrant, &c.	500 00
" Collecting taxes	150 00
" Abatement of taxes	250 00
" Town Officers	670 00
" Repairs of public buildings	275 00
" Extinction of Town debt	2000 00
" payment of interest on same	350 00
" contingencies	600 00
	$11595 00

Some inquiry being made as to the amount necessary to pay the land damages for laying out the new street west of the Town Hall, and for widening School Street and laying out Mechanic Place as a public street, Mr. James Bartlett submitted and read the following addition to the Report of the Selectmen on the subject:

The Selectmen have also carefully considered the subject of damages as far as any has been sustained by any person by the laying out and widening of said streets, and have awarded the following sums, which are to be in full for damages for land taken and for the expense of removing and setting fences, to wit: To Timothy C. Leeds, for widening School Street, thirty-nine dollars and nine cents. Timothy C. Leeds, for new street, Two hundred and four dollars and thirty cents. To Timothy C. Leeds, damage in reducing the level of the twelve-foot avenue and Mechanic Place, over both of which he has right of passage, one hundred and twenty-five dollars. To Oliver Cousens, for School Street, Seventy-one Dollars and Sixty-nine cents. Thomas Seaverns is considered to be injured in his property by reducing the level of Mechanic

Place and the Street East of the Town House, consequence of leaving the said streets so much below his land that his right to enter on to either of them will be of little or no service to him; in consequence thereof, the Selectmen award to him the sum of Sixty dollars, making the whole amount awarded for damages, Five Hundred Dollars and Eight cents.

Voted, That Six Hundred Dollars be appropriated to paying the land damages on said new streets and alteration of School Street, and if any surplus remain it be devoted to making the roads and alterations.

Mr. Daniel Sanderson moved to reconsider the vote passed at the last meeting, by which the consideration of the tenth and eleventh articles in the warrant was indefinitely postponed.

Upon this motion the meeting was polled, the voting list being called over, and each voter present answering yes or no when his name was called. By a vote of Seventy-two Yeas to Sixty-three Nays, it was—

Voted, To reconsider the vote passed at the meeting March 4, 1850, by which the consideration of the tenth and eleventh articles in the Warrant was indefinitely postponed.

Mr. George Griggs moved, That the Town of Brookline withdraw its opposition to laying out a new road from the end of the Mill-dam, according to the petition now pending before the County Commissioners, and that the Committee appointed to oppose said road be discharged.

This motion failed upon a ballot, by Seventy-three Yeas to Eighty-one Nays.

Mr. John Trowbridge was excused as Fireward.

Mr. Charles Warren was chosen Fireward.

Mr. Samuel Hills accepted as Prudential School Committee for the South District, and Mr. Charles Stearns, Jr., accepted as Prudential School Committee for the North District.

Voted, That the sum of money appropriated to repairing the public highways the ensuing year be assessed upon the polls and estates of resident and non-resident inhabitants, and collected in the same manner that all other Town expenses are assessed and collected, and that said sum be drawn from the Treasury by orders from the Selectmen for

the purposes above named in payment of the Surveyors' accounts, when presented and approved.

Voted, To adjourn without day.

Adjourned.

Attest: WILL. ASPINWALL, *Town Clerk.*

MEETING, APRIL 1ST, 1850,

FOR THE CHOICE OF COUNTY COMMISSIONERS, SPECIAL COMMISSIONERS, AND OTHER BUSINESS.

[SEAL. SEAL. SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, SS. TOWN OF BROOKLINE. *To the Constables of the Town of Brookline*, GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the Inhabitants of the Town of Brookline qualified to vote in elections, to bring in their votes to the Selectmen, at the Town Hall in said Town, for three County Commissioners and two Special Commissioners for the County of Norfolk, being all inhabitants of different towns within said County, to serve for the term of three years and until others are chosen in their stead, on the first day of April next, it being the first Monday of said month, in the year of our Lord One Thousand Eight Hundred and Fifty, at two o'clock in the afternoon, at which time and place the polls will be opened.

You are also required to notify and warn the inhabitants of said Town to meet at the Town Hall, in said Town, on the said first day of April, at half-past four in the afternoon, for the following purposes, to wit:

1st. To choose a Moderator.

2nd. To see if the Town will authorize the Town Treasurer to borrow Twenty-five Hundred Dollars, in anticipation of the Taxes to be received.

3rd. To hear and act upon a report of the Selectmen setting forth the boundaries and admeasurements of the widening of School Street and the laying out as public highways the Avenue called Mechanic Place and a new street leading from Washington Street west of the Town House.

Hereof fail not, and make return of this warrant with your doings thereon, at the time and place of said meeting. Given under our hands and seals, at Brookline, this twenty-second day of March, A. D. One Thousand Eight Hundred and Fifty.

JAMES BARTLETT, J. DAVENPORT, WM. DEARBORN, } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, March 29th, 1850.

Pursuant to the within warrant, I have notified the inhabitants of the Town of Brookline herein described to meet at the time and place and for the purposes within mentioned, by leaving a printed notice at the dwellings of the same.

ELISHA STONE, *Constable of Brookline.*

In pursuance of the foregoing warrant, the meeting was called to order by the Selectmen at five minutes past two o'clock in the afternoon, on the said first day of April, A. D. 1850; the Warrant was read by the Town Clerk, and the polls were opened for the choice of the officers above mentioned, and were kept open more than two hours, being closed, by a vote of the Voters present, at twenty-five minutes after four in the afternoon. After closing the polls the Selectmen, with the Town Clerk, sorted and counted the ballots, and the following was the result:

For County Commissioners, the whole number of ballots was Fifty-three.

James C. Doane of Cohasset	had Forty-four.
Nathan Jones of Medway	" Fifty-three.
Samuel P. Loud of Dorchester	" Forty-four.
Fisher A. Kingsbury of Weymouth	" Nine.
Henry Hobart of Foxboro'	" Nine.

For Special Commissioners the whole number of ballots was Fifty-three.

Abraham F. Howe	of Roxbury	had Forty-one.
Timothy P. Whitney	" Wrentham	" Forty-four.
William S. Morton	" Quincy	" Twelve.
Edward L. Keyes	" Dedham	" Nine.

This result was declared to the meeting; The return was then made up, signed by the Selectmen and Town Clerk, and sealed up with the Town Seal in open Town meeting.

Attest: WILL. ASPINWALL, *Town Clerk.*

At forty-five minutes after four o'clock on this same day, the Town Clerk called the Inhabitants to order, and read the second part of the Warrant, and presided during the choice of a Moderator.

Mr. Thomas Griggs was chosen Moderator, but declined serving, on account of a cold, and was excused.

Mr. Marshal Stearns was chosen Moderator, and presided.

Voted, That the Town Treasurer be and hereby is authorized to borrow Twenty-five Hundred Dollars in anticipation of the taxes to be received.

Mr. James Bartlett, in behalf the Selectmen, presented their report, setting forth the boundaries and admeasurements of the widening of School Street, and the laying out as Highways the Avenue called Mechanic Place and a new street leading from Washington Street west to the Town House. Said Report is the same which was made at the adjourned meeting, March 18, 1850, with the addition and amendment following:

Thirty days are given to the owners of land through which said ways are laid out, or are altered or widened, for the purpose of removing their trees, fences, and other property, which may obstruct said ways.

James Bartlett,
J. Davenport,
William Sanborn.

Upon which report so amended having been read by the Town Clerk, it having been filed in his office on the 22nd day of March, A. D. 1850, and more than seven days before this meeting, it was—

Voted, That the Report of the Selectmen be accepted, and that the ways therein mentioned as laid out and widened, be accepted and allowed by the Town, and that the Selectmen be instructed to carry the recommendations of the Report into effect.

Mr. Thomas Griggs offered a report from the Committee appointed at the adjourned meeting, March 18, to examine the Hill in South Street, but the Moderator considered it out of order, there being no article in the warrant on the subject.

Voted (unanimously), To dissolve the meeting.

Dissolved.

Attest: William Aspinwall, *Town Clerk.*

MEETING, APRIL 29TH, 1850.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. TOWN OF BROOKLINE.

To the Constables of the Town of Brookline,

GREETING :

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of said Town qualified to vote in elections, to bring in their votes to the Selectmen, at the Town Hall in said Town, for one County Commissioner for the County of Norfolk, to complete the number required for the County aforesaid, to serve for the term of three years, and until others are chosen in their stead, on Monday, the twenty-ninth day of April current, at three o'clock in the afternoon, at which time and place the polls will be opened.

Hereof fail not, and make return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, at Brookline aforesaid, this nineteenth day of April, in the year of our Lord One Thousand Eight Hundred and Fifty.

JAMES BARTLETT, } *Selectmen of*
J. DAVENPORT, } *Brookline.*

NORFOLK, ss. BROOKLINE, April 27th, 1850.

Pursuant to the within warrant, I have notified the inhabitants of the Town of Brookline herein described to meet at the time and place and for the purposes within mentioned, by leaving a printed notice with the same.

ELISHA STONE, *Constable of Brookline.*

Mr. James Bartlett, chairman of the Selectmen, called the meeting to order at three o'clock and fifteen minutes in the afternoon of said day, and directed the Town Clerk to read the Warrant and return, and the list of names of persons voted for at the former election furnished to the Selectmen by the board of examiners.

The Polls were then opened, and were kept open until a quarter of six o'clock, when they were closed by a vote of

the voters present. The Selectmen then sorted and counted the votes and ballots in presence of the Town Clerk and in open town meeting, and made public declaration thereof as follows, to wit:

The whole number of ballots was Twenty-three, and Samuel P. Loud of Dorchester had Twenty-three, and none were cast for any other person; the return was then made up, signed by the Selectmen, attested by the Town Clerk, and sealed up in open town meeting.

The meeting was then dissolved.

Attest: WILL. ASPINWALL, *Town Clerk.*

List of Soldiers enrolled by the Assessors of the Town of Brookline for the Year 1850.

See File F, No. 14.

Isaac Dearborn	James Haynes	Isaac Farrington
David S. Coolidge	Edward Butler	Wm. H. Gooch
Francis Coolidge	Sylvester Kimball	Winslow Chapin
Westly Powell	Geo. W. Butters	James Morse
Charles Whittemore	Joseph Graves	S. B. Little
James Hinkley	Moses Judkins	Samuel Hobart
James Coolidge	Thomas Dillon	Amos Snow, Jr.
Andrew J. Harrington	Royal Woodward, Jr.	James Dyer
William J. Griggs	John Park	John O. Libby
Willard Jackson	James Driscoll	Tho. Lee
Ozias Locke	Moses Stone	Ransom N. Wells
William Stearns	Nathaniel Sawyer	Edward Hall
Nath'l G. Chapin	Joseph Ferguson	Charles W. Tolman
Chandler Berry	Samuel Damon	Israel G. Cox
Francis Allen	William K. Melcher	John W. Candler
Wm. Aspinwall	Hazen Bradbury	Charles W. Wheelwright
Oliver Cousens	Warren Hyde	Ashbel D. Earle
B. F. Baker	Jas. M. Ingalls	Geo. W. Atkinson
George Tyler	John Mussy	Chas. Allen
Jona. D. Long	John D. Kelley	Stephen Allen
Ivory Ross	Harvey James	Thomas B. Griggs
Geo. F. Homer	Calvin Piper	Oliver G. Pray
D. H. Rogers	Loring Ranger	John B. Libby
Freeman Plummer	Mr. Carr	Daniel Jennings
Alfred Kenrick, Jr.	A. H. Lambert	Albert Jennings

Geo. Stoddard
Oliver Whyte
Levi Barnard
Charles Winn
Calvin Smith
Omar Binney
Charles Coolidge
Timothy Corey
Calvin D. Crawford
M. C. Warren
Charles Warren
Geo. W. Patten
Stephen R. Griggs
E. R. Seccomb
Augustus Griggs
Henry A. Mellen
David H. Daniels
James Thompson
Thos. A. Rich
Chas. W. Scudder
John N. Turner
Chas. A. Howe
Wm. I. Bowditch
Wm. A. Ladd
Wm. O. Churchill
T. Henry Perkins
H. W. Jameson
Thos. H. Bacon
Josiah Bacon
William Cooper
C. B. Dana
E. A. Dana
Geo. N. Dana
P. E. Kingman
Chas. Pope
Wm. Pope
Henry W. Stone
Samuel K. Avery
Alfred Cobb
Alfred Thayer
Geo. E. Hersey
John H. Dane
Edward Dane
Chas. F. Huntington
Nath'l Lyford
Robert S. Littell
O. B. Delano
H. J. Williams
Wm. W. Clement
Samuel G. Snelling

Nath'l W. Brackett
J. A. Guild
Abijah C. Stone
Ansel Waterman
Henry Upham
Jas. M. Seamans
Jeremiah Sheffield
Geo. S. Cushing
Chas. L. Palmer
Jas. Powers
Joshua A. Little
Peter W. Pierce
James Bradford
James M. Edwards
Woodbury Mosher
Jacob A. ———
Samuel Ellis
John R. Brown
Cephas Foreman
Granville Downs
Geo. Moulton
George Hill
Benj. W. Clark
Samuel Clark
John A. Bird
William Prescott
Lafayette Thayer
Benj. F. Kendall
Henry W. Carr
Emerson Leland
James M. Richardson
Geo. E. Richardson
Geo. Atkinson
Edward Atkinson
Eben'r R. Frost
Wm. E. Cunningham
Geo. Griggs
Andrew H. Newell
Eben Wright
Geo. H. Stone
Charles Warren
Daniel S. Kendall
Augustine Shurtleff
Clark L. Haynes
A. H. Knight
Aaron Whitney
Dennis Mahoney
Geo. R. Phelps
Wm. H. Leonard
William G. Weld

Charles Howe
Isaac Adams
Francis H. Corey
Chas. D. Bartlett
Geo. T. Bartlett
Chas. W. Porter
Leonard Bowles
Geo. Hancock
Thomas Pettingill
Geo. W. Stearns
Charles Bean
Thad's J. Townsend
Abel Milliken
Joel Humphrey
Horace G. Brown
Charles Smith
Geo. Penniman
Wm. P. Sanderson
Eben'r Reed
Nath'l Wentworth
Russel T. Bean
Simon Warren
John W. Warren
Wm. Hutchins
J. S. Warren
Leander Ryder
Samuel Townsend, Jr.
Thomas Townsend
Charles Townsend
Thos. C. Quimby
Daniel S. Sanderson
John H. Henshaw
Jas. L. White
Wm. White
Jonathan Harding
Stafford Williams
Walter Cabot
Frank E. Howe
John Howe, Jr.
J. D. Whitney
Jona. D. Sias
Thomas B. Cowan
William Cowan, Jr.
John Blanchard
Geo. J. Perry
Chas. D. Head
Henry Whitney
Patrick McDermott
Thos. Parsons
Charles Craft

Henry Weeks	John Codman	Xanthus Goodnough
Samuel Eliot	William J. Hyde	Geo. W. Goodnough
James Chesbrough	Samuel D. Hills	Isaiah Caverly
Everett Colburne	Chas. G. Colbath	Robert Miles, Jr.
William Wharton	Simon W. Clifford	Geo. H. Prouty
Ivory Wales	George White	Moses Corson
Josiah H. Barret	George Craft	George Harlow
James Wiley		Total, 241.

BROOKLINE, May 20, 1850

CHARLES STEARNS, JR., THOMAS GRIGGS, JOHN N. TURNER, } *Assessors of Brookline.*

Recorded. Attest: WILL. ASPINWALL, *Town Clerk.*

Return made out and sent to Adjutant-General June 22, 1850.

Attest: WILL. ASPINWALL, *Town Clerk.*

SPECIAL MEETING, JULY 25th, 1850.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. TOWN OF BROOKLINE.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of said Town to meet at the Town Hall, in said Town, on Thursday, the twenty-fifth day of July present, at four of the clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To act upon the order of notice received from the County Commissioners upon the application of the Charles River Branch Railroad Company to be allowed to construct their railroad, at its crossing of Washington Street, upon a level with said Street.
3. To hear and act upon the Report of the Committee appointed to consider the propriety of reducing the Hill in South Street, near Roxbury line.
4. To hear and act upon the order of the County Commissioners requiring the Town of Brookline to construct a public highway from the line of the Town of Brighton to Washington Street, as laid out by said County Commissioners.
5. To see if the Town will raise the money by loan necessary to carry said order into effect.

Hereof fail not, and make return of this Warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, at Brookline, this fifteenth day of July, in the Year of our Lord One Thousand Eight Hundred and Fifty.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN, } *Selectmen of Brookline.*

A true copy of the Warrant.

Attest: WILL. ASPINWALL, *Town Clerk.*

NORFOLK, ss. TOWN OF BROOKLINE, July 22nd, 1850.

Pursuant to the within warrant, I have notified the inhabitants of Brookline herein described, to meet at the time and place & for the purposes within mentioned, by leaving a printed notice at the dwelling places of the same.

ELISHA STONE, *Constable of Brookline.*

A true copy of the Return. Attest: WILL. ASPINWALL, *Town Clerk.*

In pursuance of the foregoing Warrant, the said inhabitants met at the Town Hall in Brookline, on Thursday, the twenty-fifth day of July, A. D. 1850, at four o'clock in the afternoon. The Town Clerk called the meeting to order at five minutes after four.

Thomas Griggs, Esquire, was chosen Moderator by written ballots, but he declined serving, and was excused.

Voted, To choose the Moderator by nomination.

George F. Homer, Esquire, was then nominated & chosen Moderator and he presided over the meeting.

The second article in the Warrant was taken up, and after some debate the following votes were passed by a very large majority.

Voted, That George B. Blake, William I. Bowditch, and John Dane, Esq., be a committee to appear before the County Commissioners and remonstrate, on behalf of the Town, against the petition of the Charles River Railroad Corporation to be allowed to cross Washington Street on the same level with the street, and to ask that said Corporation may be compelled to build a bridge over their road.

Voted, That the Committee appointed to remonstrate against the passing of the railroad across Washington Street at grade, be requested also to oppose its crossing Cypress Street or any other public highway within the limits of this Town at grade.

Mr. Thomas Griggs presented the Report of the Committee on the lowering of the Hill on South Street:

REPORT.

The Committee to whom was referred the petition of Mr. Billings and others of Roxbury to have South Street graded, having examined the same, would recommend that the Town appropriate Seventy-five dollars for that purpose, on condition the said petitioners add twenty-five dollars to the above sum, all of which to be expended under the direction of our present board of Surveyors.

In behalf of the Committee,

BROOKLINE, July 25th, 1850. THOMAS GRIGGS.

Voted, To accept said Report.

Voted, To appropriate Seventy-five Dollars to grade the hill in South Street, provided the petitioners for such grading add twenty-five dollars thereto, all to be expended under the direction of our present board of Surveyors. (See subsequent votes.)

Mr. Samuel Philbrick presented the Report of the Committee appointed to remonstrate against the Petition of George Griggs and others to have a public highway laid out from the western end of the Mill Dam to the line of the Town of Brighton. Said Report was accepted, and is on File F, No. 17.

Voted, That the Selectmen be a committee to carry into effect the order of the County Commissioners requiring the Town to build a highway from Brighton line to Washington Street, and that said Committee be authorized to cause the same to be built by letting out the work or in such other manner as they shall deem most for the interest of the Town, if, and as soon as the land owners consent to their going upon said land to build said highway.

Voted, That the Town Treasurer be authorized to sign a note or notes, in behalf of the Town, for such sum or sums

not exceeding Twenty-five Hundred Dollars in all, as may be necessary to pay the expense of making said road.

Voted, To reconsider the vote appropriating Seventy-five Dollars to grade South Street.

Voted, To appropriate one hundred Dollars from such monies in Treasury as are not otherwise appropriated, to grade the hill in South Street, near Roxbury line, to be expended under the direction of the present board of Surveyors.

Dissolved.

Attest: WILL. ASPINWALL, *Town Clerk.*

SPECIAL MEETING, OCTOBER 7TH, 1850.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, SS.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline to meet at the Town Hall in said Town, on Monday, the seventh day of October next, at two o'clock in the afternoon, for the following purposes, to wit:

1st. To choose a Moderator.

2nd. To act upon an order of notice from the County Commissioners upon the petition of Daniel Sanderson and others, praying that a new public highway be laid out in a westerly direction from the end of the Mill Dam to Washington Street in Brookline.

3rd. To hear and act upon a Report from the Committee chosen to procure the offer of land for cemetery purposes.

4th. To determine whether the Town will authorize the purchase of land and buildings in the western part of the town for the purposes of a Cemetery and a residence for paupers.

5th. To see whether the Town will authorize the purchase of land to enlarge the present Cemetery, and for the purpose of a school-house lot.

6th. To see if the Town will authorize and instruct the Town Treasurer to give his promissory notes, on behalf of the Town, for such amount as may be required to purchase such lands and buildings as the Town shall by vote authorize to be purchased for Cemetery, Poor house, and School house purposes.

Hereof fail not, and make due return of this Warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, at Brookline, this thirtieth day of September, in the Year of our Lord One Thousand Eight Hundred and Fifty.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN, } *Selectmen of Brookline.*

NORFOLK, ss. TOWN OF BROOKLINE, Oct. 5th, 1850.

Pursuant to the within warrant, I have notified the inhabitants of the Town of Brookline herein described to meet at the time and place and for the purposes within mentioned, by leaving a printed notice at the dwelling places of the same four days before the meeting.

ELISHA STONE, *Constable of Brookline.*

A true copy of Warrant and return.

Attest: WILL. ASPINWALL, *Town Clerk.*

The Town Clerk called the meeting to order at five minutes after two P. M., October 7th, 1850, and read the Warrant and return.

Voted, To choose a Moderator by ballot.

Deacon Thomas Griggs received ten ballots out of eleven, and was chosen Moderator, but requested to be excused on account of ill health. He was accordingly excused.

A new ballot was held; ten ballots were thrown, all of which were for George F. Homer, Esq.

Mr. Homer stated the objects of the meeting.

Voted, That a Committee of five be appointed to procure estimates of the expense of building the road from the Mill-dam westward, as petitioned for by Daniel Sanderson and others, and to confer with the proprietors of the lands on the route of the proposed road and the Directors and Stockholders of the Mill-dam Company, to see what part of the

expense of the proposed road they were willing to defray; this Committee to report the facts for the action of the Town before the final hearing before the Commissioners.

Voted, That said Committee be instructed to appear before the County Commissioners, to inform them of the above vote, and to request them to adjourn the hearing of the petition till the foregoing vote can be acted upon.

Voted, That the Committee be nominated by the Moderator.

Messr. George Griggs, William I. Bowditch, Samuel Philbrick, Daniel Sanderson, Samuel Craft, were nominated accordingly, and they were chosen by the Town.

Mr. Samuel Philbrick read a Report from the Committee appointed to ascertain whether any land could be purchased to enlarge the public cemetery, or for another cemetery, which was accepted, and is on file F, No. 21.

After much discussion, it was finally

Voted, To indefinitely postpone the consideration of the fourth, fifth and sixth Articles in the Warrant.

Voted, To adjourn without day.

Adjourned.

Attest: WILL. ASPINWALL, *Town Clerk.*

GENERAL ELECTION, NOVEMBER 11, 1850.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss., BROOKLINE.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to warn the inhabitants of the Town of Brookline qualified to vote in elections, to meet at the Town Hall in said Town, on Monday, the eleventh day of November next, it being the second Monday in said month, at half-

past one o'clock in the afternoon, at which time and place the polls will be opened and kept open not less than two hours.

1. To determine whether the Town will send a Representative to the next General Court.

2. To bring in their votes to the Selectmen for the following officers, to wit: For Governor and Lieutenant-Governor of this Commonwealth; for three Senators for this County; A Representative to the thirty-second Congress of the United States from the Eighth District, and a Representative to the next General Court, if the Town determine to send one; all to be voted for on one ballot.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting. Given under our hands and seals, this thirty-first day of October, in the year of our Lord One Thousand Eight Hundred and Fifty.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN,
} *Selectmen of Brookline.*

BROOKLINE, Nov. 5th, 1850.

By virtue of this precept, I have notified each voter to meet at the [time and place within mentioned, and for the] within mentioned purposes, by leaving a printed copy of this warrant at his place of residence.

FRANKLIN TUKEY, *Constable of Brookline.*

Mr. Bartlett, chairman of the Selectmen, called the meeting to order at half-past one o'clock, & the Town Clerk read the warrant. It was—

Voted, To send a Representative to the General Court.

The polls were then opened, and were kept open until half-past four o'clock in the afternoon, when they were closed by a vote of those present; the votes were then sorted and counted by the Selectmen and Town Clerk, declaration of the result made by the chairman, the same was recorded herein, in open town meeting.

The whole number of ballots for Governor was Two Hundred and Ninety-one.

For George N. Briggs of Pittsfield,	Two Hundred.
Stephen C. Phillips of Salem,	Thirty.
George S. Boutwell of Groton,	Sixty.
Wendell Phillips of Boston,	One.

The whole number of ballots was Two Hundred and Ninety-one for Lieutenant-Governor.

John Reed of Yarmouth,	Two Hundred and one.
Amasa Walker of North Brookfield,	Thirty.
Henry W. Cushman of Bernardstown,	Fifty-nine.
Francis Jackson of Boston,	one.

For Senators the whole number of ballots was Two Hundred and Eighty-Nine.

for Marshall P. Wilder of Dorchester,	Two Hundred.
Lysander Richards of Quincy,	One Hundred and Ninety-nine.
William H. Carey of Medway,	One Hundred and Ninety-nine.
Edward L. Keyes of Dedham,	Eighty-Seven.
Alva Morrison of Braintree,	Eighty-Eight.
Augustus Aspinwall of Brookline,	one.
W. I. Bowditch of "	one.
Samuel Warner, Jr., of Wrentham,	Eighty-six.

For Representative to Congress the whole number of ballots was Three Hundred and Five.

Samuel H. Walley of Roxbury had	One Hundred and seventy-eight.
Horace Mann of Newton had	Seventy-one.
Edgar K. Whitaker of Needham had	Fifty-six.

The whole number of ballots for Representative to the General Court was Two Hundred and Eighty-eight. Necessary to a choice One Hundred and forty-five.

William Aspinwall had	One Hundred & forty-two.
Marshall Stearns had	Fifty-four.
Samuel Craft had	Thirty-three.
James Bartlett had	Fifty-seven.
W. A. Aspinwall had	one.

William P. Atkinson had one—and there was no choice.

It was—

Voted, That when this meeting adjourns it adjourn to meet at this place tomorrow at three o'clock P. M., to choose a Representative to the General Court.

The returns were then sealed up after having been signed by the Selectmen and Town Clerk, and the fact was declared in open town meeting.

A check-list of voters was used in voting, and no one was allowed to vote whose name was not on the list.

Voted, To adjourn according to the previous vote.

Adjourned.

Attest: WILL. ASPINWALL, *Town Clerk.*

The adjourned meeting was held pursuant to the adjournment at three o'clock in the afternoon, on Tuesday, the twelfth day of November, A. D. One Thousand Eight Hundred and Fifty, for the choice of a Representative.

Mr. Bartlett, Chairman of the Selectmen, called the meeting to order at five minutes after three o'clock, and the Polls were opened and kept open, by a vote of the voters present, until half-past five o'clock, when they were closed. The Selectmen and the Town Clerk proceeded to sort, count the ballots in open Town Meeting. The result was as follows:

The whole number of ballots was Two Hundred and Forty. Necessary for a choice One Hundred and Twenty-one.

William P. Atkinson had One. (1)
Samuel Craft had Fifteen. (15)
James Bartlett had Forty-seven. (47)
Marshall Stearns had Fifty-three. (53)
William Aspinwall had One Hundred & Twenty-four, and was chosen Representative to the next General Court from this town.

The result was recorded and declared in open town meeting by reading the number of votes & the names of the persons voted for. The certificate was then made out in duplicate and signed by the Selectmen, and served on William Aspinwall by Franklin Tukey, Constable of Brookline.

There was a check-list of the voters' names used at this adjournment, and no voter was allowed to vote until his name had been found on the list and checked, and all the other requirements of the law were duly observed.

The business of the meeting having now been accomplished, the Chairman of the Selectmen pronounced it Dissolved.

Attest: Will. Aspinwall, *Town Clerk.*

SPECIAL MEETING, DEC. 16TH, 1850.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, SS. *To the Constables of the Town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline to meet at the Town Hall in said Town, on Monday, the sixteenth day of December current, at two o'clock in the afternoon, for the following purposes, to wit:

1st. To choose a Moderator.

2nd. To hear and act upon the Report of the Committee appointed October 7, 1850, on the subject of a road from the Mill dam to Washington Street, petitioned for by Daniel Sanderson and others.

3rd. To see what action, if any, the Town will take in relation to laying out said road, and raising money towards building the same.

Hereof fail not, and make due return of this Warrant with your doing thereon, at the time and place of said meeting. Given under our hands and seals, at Brookline, this ninth day of December, in the year of our Lord One Thousand Eight Hundred and Fifty.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN,
} *Selectmen of Brookline.*

NORFOLK, SS. BROOKLINE, Dec. 12th, 1850.

By virtue of this warrant, I have notified the within named inhabitants of Brookline, by leaving a printed notice at the residence of each voter, as within directed.

HUGH M. SANBORN, *Constable.*

A true copy of Warrant and Return.

WILL. ASPINWALL, *Town Clerk.*

Pursuant to the foregoing Warrant, the inhabitants of Brookline met at the Town Hall in said Town, on Monday, the sixteenth day of December, A. D. 1850, at two o'clock in the afternoon. The Town Clerk called the meeting to order at ten minutes after two o'clock, and read the Warrant and Return.

It was voted to choose the Moderator by written ballot.

There were twelve ballots thereon.

David Coolidge had nine and was chosen, but at his request was excused on account of ill health.

Another ballot was held, at which the whole number of ballots was Eighteen. James Robinson had seventeen, and was chosen, and took the chair.

Mr. George Griggs presented the Report of the Committee appointed October 7, 1850, on the subject of a road from the Mill-dam to Washington Street, petitioned for by Daniel Sanderson and others. The Report was accepted. See file F, No. 24.

Mr. George Griggs moved the following votes, which, on motion of Mr. W. I. Bowditch, were taken up separately, and passed by a large majority.

Voted, That a Committee of five be appointed to appear before the County Commissioners and request them to lay out and locate, as soon as it can be legally done, the road from the Mill Dam to Washington Street, as petitioned for by Daniel Sanderson and others.

Voted, That if the County Commissioners shall locate said road, said Committee be authorized to advertise, by posting up notices immediately thereafter, for proposals, or to contract in such other manner as they shall think best, to build said road, the time for building the road not to run beyond the first of October next.

Voted, That the Treasurer of the Town be authorized to borrow the Sum of Five Thousand Dollars in such sums and at such times as said Committee may require for building said road.

Voted, That said Committee be authorized to receive the sum of Two Thousand Dollars subscribed by the Boston and Roxbury Mill Corporation, and any other money subscribed or to be subscribed towards defraying the cost of said road.

Voted, That said Committee, on the completion of said road, report to the Town the amount of all monies which shall have come into their hands, whether from the Town or otherwise, and a true account of all expenditures by them made on account of said road.

It was then—

Voted, That Messrs. George Griggs, W. I. Bowditch, Daniel Sanderson, James Bartlett and Thomas Griggs be said Committee.

On motion of Dr. Charles Wild, a committee consisting of Dr. C. Wild, W. I. Bowditch, and W. Aspinwall, was appointed to consider the expediency of further widening School Street, and to report at a future meeting.

Dissolved.

Attest: WILL. ASPINWALL, *Town Clerk.*

ANNUAL MEETING, 1851.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, TO WIT: *To the Constables of the Town of Brookline*, GREETING:

In the name of the Commonwealth of Massachusetts, you are required to warn the inhabitants of said Town to meet at the Town Hall in said Town, on Monday, the tenth day of March, in the year One Thousand Eight Hundred and Fifty-one, at one o'clock in the afternoon, for the following purposes, to wit:

1st. To choose a Moderator.

2nd. To choose the necessary town officers for the ensuing year.

3rd. To hear and act upon the reports of Town Officers and Committees.

4th. To bring in their votes for County Treasurer.

5th. To bring in their votes for Register of Deeds.

6th. To hear and act upon the petition of Albert Clarke and others for a primary school in the North part of the Town.

7th. To hear and act upon the request of Samuel A. Walker that the Town would fill up Washington Street to the line of said Walker's land.

8th. To revise the Jury List prepared by the Selectmen.

9th. To see if the Town will build a new lock-up.

10th. To grant and appropriate such sums of money as may be necessary to meet the expenditures for the ensuing year.

Hereof fail not, and make return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands this first day of March, in the year One Thousand Eight Hundred and Fifty-one.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN, } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, March 5th, 1851.

By virtue of this precept, I have notified and warned each voter to meet at the time and place within mentioned and for the within mentioned purposes, by leaving at his place of residence a printed copy of this warrant.

FRANKLIN TUKEY, *Constable of Brookline.*

A true copy of the Warrant and the return thereon. See file F, No. 25.

Attest: WILL. ASPINWALL, *Town Clerk.*

William Aspinwall, Town Clerk, called the meeting to order at ten minutes past one o'clock in the afternoon of Monday, the tenth day of March, in the year One Thousand Eight Hundred and Fifty-one, and read aloud the foregoing Warrant and Return, and presided during the choice of a Moderator by written ballots.

The whole number of ballots for Moderator was Seventy-eight.

George F. Homer had one.

Marshall Stearns " Twenty-nine.

William I. Bowditch had Forty-eight, and was chosen Moderator, and took the chair.

At the request of the Moderator, the Reverend William H. Shailer offered prayers.

A balloting for Town Clerk was held by written ballots. The whole number of ballots was Ninety-three.

George Cushing had one.

Artemas Newell " Fifteen.

William Aspinwall had Seventy-seven, and was chosen Town Clerk for the year ensuing, and was sworn by the Moderator to the faithful performance of the duties of that office.

Voted, To lay the Second article of the Warrant on the table, and to take up the third article.

Mr. James Bartlett presented the following Report of the Selectmen on the laying out of Goddard Avenue, &c.

REPORT.

At the last Annual meeting, the subject of laying out a portion of Goddard Avenue and that part of Avon Street which lies in Brookline as a public highway was submitted to the Selectmen, with power to lay out the same, if they should deem it expedient. The Selectmen have given the subject their attention, and are of opinion that it is not expedient to do so, for many reasons. That it would be a very circuitous and crooked road, turning several acute angles, and under the most favorable circumstances some part of the way would be a dangerous and unsafe road to pass over. The hill in Avon Street is so abrupt that it would require great expense to render an ordinarily safe highway. In the opinion of the Selectmen, there should be no town way laid out at the present day less than forty feet in width. Some part of Goddard Avenue is not more than twelve or fifteen feet wide, and it would be attended with great expense to make it a suitable road for a public town way, even should the land be gratuitously given by the abutters. The Selectmen are of opinion that whenever a town road shall be needed leading from Cottage Street to Newton Street to accommodate the public travel, a much better route can be selected than to follow through Avon Street. The wants of the public do not appear to be at present sufficiently urgent to require a road to be laid out through that part of the Town, which would subject the town to so great an expense as would be required to construct a road through the avenues referred to, in a proper manner to make it a safe road for travellers. The Selectmen do therefore believe that it is not expedient to lay out any town road through that part of the Town until the wants of such road for public convenience are more manifest than at present appears to be the case.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN, } *Selectmen.*

BROOKLINE, March 10, 1851.

See file F, No. 26.

Voted, To accept the Report of the Selectmen relating to Goddard Avenue & Avon Street.

Mr. James Bartlett presented the Report of the Selectmen on Guide Posts and Boards, which will be found on page [351] of these records. See file F, No. 27.

Voted, To accept the Report on Guide Posts and Boards.

Mr. James Bartlett presented the Report of the Selectmen in relation to laying out Mechanic Place and the new street west of the Town House, which is as follows. See file F, No. 28.

REPORT.

At the last March meeting the Town voted that the sum of Six Hundred Dollars be appropriated to paying the land damages occasioned by laying out Mechanic Place and the street west of Town House, and for widening School Street, and if any surplus remained, that it be devoted to making the roads and alterations. Since which time there has been but little demand for gravel, consequently the road from Washington Street to School Street has not been made; no part of the said sum, therefore, has been appropriated for that purpose, and still remains in the Treasury, except the payment to Oliver Cousens for his land damages in full, of $71.69, and to William Dearborn for work, widening School Street, $20.00; making $91.69 only expended from the whole appropriation. Timothy C. Leeds and Thomas Seaverns have not been settled with for their land damages; there was allowed by the award of the Selectmen to Messrs. Leeds and Seaverns $428.39.

The Selectmen would recommend that Five Hundred Dollars be appropriated to the payment of those gentlemen, and the surplus if any remaining be used for making said roads before stated.

All of which is submitted for the Selectmen.

JAMES BARTLETT, *Chairman.*

BROOKLINE, March 10, 1851.

Voted, To accept the Report of the Selectmen upon Mechanic Place and the street west of the Town House.

The Rev. William H. Shailer presented and read the Report of the School Committee of the condition of the Schools during the past year.

Voted, To accept the Report of the School Committee, and that the same be referred back to them to be printed and distributed under their direction, in the usual manner.

The Moderator presented the Report of the Auditing Committee, which had been printed and distributed according to the standing order of the Town. A copy is on file F, No. —.

Voted, To accept the report of the Auditing Committee.

Mr. Moses Withington, the Town Treasurer, presented his report, which was as follows :

TREASURER'S REPORT.

Receipts.

From balance in the Treasury at the close of last year . .			$1275 59
" Wm. Gaston, Esq., the amount of fine imposed on Wm. H. Cowan for keeping a dog without a license			10 00
" Edward N. Perkins, tax for 1849, and stated in last report as unpaid	$241 50		
less by abatement	66 50		
			175 00
" Jesse Bird, amount of funds in hands of Cemetery Committee at the last annual meeting . . .			398 41
" State Treasurer for Support of Paupers . . .			81 73
" " " School fund			70 22
" Bank of Brighton, loan in anticipation of taxes	$2000 00		
less by interest	51 00		
			1949 00
" Bank of Brighton, loan in anticipation of taxes	$500 00		
less by interest	5 25		
			494 75
" Thomas Dillon, Pedlar's License			8 00
" A. W. & J. M. Seamans, proceeds of Hayscales one year			115 04
" Wm. Dearborn, for gravel, loam & stones sold from Town land, & for use of land two years . .			140 00
" A. Newell, for taxes uncollected in 1847 . . .			15 18
" Sundry persons for use of Town Hall . . .			123 00
" St. Paul's Society for use " " " to Feb. 1st, 1851			105 50
" Sundry persons for forty-nine dog licenses . .			98 00
" Taxes assessed for the year 1850 . .	$12301 20		
less by abatements . .	$250 76		
" " Taxes unpaid . .	183 60	434 36	
			11866 84
" Interest on sundry taxes			8 82
Whole amount of receipts from all sources . .			$16935 08
Deduct payment to Bank of Brighton of loans . . .			2500 00
Whole amount of available funds received . . .			$14435 08
Whole amount of expenditures			$12956 13
Leaving balance in hands of Treasurer			$1478 95

Respectfully submitted,

Moses Withington, *Treasurer.*

Brookline, Feb. 25, 1851. See file F, No. 31.

Voted, To accept the Treasurer's Report.

Mr. S. Philbrick, of the Cemetery Committee, said that they had no report to make.

Voted, To choose three Selectmen for the year ensuing.

The polls were opened & closed by a vote of the meeting.

The whole number of ballots was One Hundred & Eighteen.

James Bartlett had One Hundred,

Jerathmael Davenport " Seventy-one,

William Dearborn " Seventy-four, and they were chosen Selectmen.

Voted, To choose three Assessors for the year ensuing.

The polls were opened and closed by vote of the meeting.

The whole number of ballots was One Hundred and Six.

Thomas Griggs had One Hundred and Four,

John N. Turner " One Hundred and Six,

Charles Stearns, Jr., " Fifty-four, and they were chosen Assessors.

The polls were opened for the choice of a Treasurer, and they were closed by a vote of the meeting.

The whole number of ballots was One Hundred and twenty-three.

Moses Withington had Sixty-five, and was chosen Treasurer.

Voted, That the Treasurer be Collector of Taxes.

Voted, To choose a School Committee of Five.

Rev. William H. Shailer, Mr. Samuel Philbrick, Rev. Frederick N. Knapp, Rev. William Horton, Mr. Samuel Eliot, were chosen School Committe by written ballots.

Voted, To choose the remaining Town Officers by nomination and hand vote.

Voted, To choose three Surveyors of Highways.

Hugh M. Sanborn, William Dearborn & Samuel Hills were chosen Surveyors of Highways.

Voted, To choose three Constables.

A. H. Clapp, Elisha Stone, James M. Seamans, were chosen Constables.

Voted, To choose two more Constables.

Franklin Tukey, Hugh H. Sanborn, were chosen Constables.

Franklin Tukey declined serving, and Augustus Allen was chosen in his stead.

Augustus Allen, H. M. Sanborn and A. H. Clapp were sworn as Constables by the Moderator.

Voted, Not to choose Tythingmen.

Voted, To choose Fifteen Field drivers.

James M. Seamans, J. Anson Guild, Oliver Whyte, Thomas N. Woodward, William J. Griggs, Thomas B. Griggs, Harvey James, Benj. W. Clark, Simon Warren, George S. Cushing, George T. Bartlett, F. Henry Corey, Nathaniel Lyford, Daniel Sanderson, Hiram R. Bean, were chosen Field Drivers.

Voted, To choose two Fence Viewers.

Clark L. Haynes, Charles G. Colbath, were chosen Fence Viewers.

Voted, To choose two Surveyors of Lumber.

J. F. Edwards, Elisha Stone, were chosen surveyors of Lumber & measurers of wood and bark.

Voted, To choose one Sealer of Leather.

Charles W. Tolman was chosen Sealer of Leather.

Voted, To choose three Firewards.

Augustus Allen, William W. Clement, Oliver Whyte, were chosen Firewards.

Voted, To choose an Auditing Committee of three.

Abijah W. Goddard, William I. Bowditch, Charles D. Head, were chosen auditing Committee.

Simon Warren was chosen Pound Keeper.

The following Prudential School Committee were chosen: Charles Stearns, Jr., North District; George W. Stearns, Middle District; Samuel Hills, South District.

Samuel Philbrick, Jesse Bird, Marshal Stearns, were chosen Cemetery Committee.

The fourth Article was taken up, and the polls were opened for County Treasurer, and closed by a vote of the meeting.

The whole number of ballots was seventy-one, all of which were for John Bullard.

The fifth article was taken up, and the polls were opened for the choice of Register of Deeds, and were closed by a vote of the meeting.

The whole number of ballots was Thirty, all of which were for Enos Foord of Dedham.

The sixth article was taken up.

Voted, To refer the matter of the Sixth Article, relating to a new Primary School, to the School Committee, with instructions to report at the adjourned meeting.

Voted, To postpone the consideration of the Seventh Article.

The eighth article was taken up, and Mr. John N. Turner's name being taken off at his request, the Jury List, as prepared by the Selectmen, was approved. This list is to be found on page [350] of these Records.

The Seventh Article was now taken up.

Voted, To refer the subject of the Seventh Article to the Surveyors of the Highways, with authority to fill up the road opposite said Walker's land when they deem it necessary.

Voted, To refer the subject of a New Lock-up to the Selectmen as a Committee, to report at the adjourned meeting.

Voted, To postpone the consideration of the tenth article to the adjourned meeting.

Voted, That when this meeting adjourns, it adjourn to meet in this place on Monday, the twenty-fourth day of March current, at three o'clock in the afternoon.

Adjourned.

Attest: Will. Aspinwall, *Town Clerk.*

The voting List was used in the election of Moderator, Town Clerk, Selectmen, Assessors, Treasurer, School Committee, County Treasurer, and Register of Deeds, and each name was checked before the voter's ballot was deposited.

Attest: Will. Aspinwall, *Town Clerk.*

List of Jurors prepared by the Selectmen and approved by the Town at the Annual Meeting, March 10, 1851.

	Drawn.	
	1.	James Bartlett.
	2.	George Babcock.
	3.	William Barnard.
April 12th, 1852.	4.	Benjamin F. Baker.
	5.	John A. Bird.
	6.	Henry W. Carr.
	7.	N. G. Chapin.
	8.	Samuel Clark.
	9.	William W. Clement.
	10.	David S. Coolidge.
	11.	Caleb Craft, Jr.
Sept. 1st, 1851.	12.	Benjamin B. Davis.
	13.	Charles B. Dana.
	14.	John Dane.
	15.	Robert S. Davis.
	16.	Jerathmael Davenport.
	17.	Isaac Dearborn.
	18.	John F. Edwards.
	19.	Clark L. Haynes.
April 14, 1851.	20.	Abijah W. Goddard.
	21.	William J. Griggs.
Dec., 1851.	22.	Elijah Hersey.
	23.	James Hobbs.
	24.	Willard A. Humphrey.
	25.	Sylvester Kimball.
April 14, 1851.	26.	Jonathan D. Long.
Dec'r 5, 1853.	27.	Nathaniel Lyford.
April 12, 1852.	28.	Charles Pope.
	29.	James Robinson.
	30.	Edward R. Seccomb.
	31.	Augustus W. Seamans.
	32.	Charles Stearns, Jr.
	33.	Charles Warren.
	34.	Joseph L. White.
	35.	Oliver Whyte.
	36.	Otis Withington.
	37.	H. S. Williams.
	38.	John W. Warren.

Attest: Will. Aspinwall, *Town Clerk.*

REPORT ON GUIDE POSTS AND BOARDS.

The Laws of the Commonwealth require the Selectmen of Towns, at the Annual Meeting each year, to report the state of the Guide posts and boards. In pursuance of such provisions, the Selectmen of this Town submit the following Report of the places where Guide posts and boards are erected and maintained by the Town, to wit:

There is a Guide post, with a board thereon, standing at the junction of Boylston Street with Washington Street, directing to Newton Upper Falls and Brighton; one at corner Boylston and Heath Streets, directing to Newton, Worcester and Dedham; one at corner of Brighton Street, directing to Brighton; one at Boylston and Cross Street, directing to Newton Upper Falls, Newton and Brighton; one at Heath and Warren Street, directing to Newton, Dedham and Brighton; one at Clyde and Warren Street, directing to Dedham and Brighton; one at Clyde and Newton Street, directing to Brighton, Newton and Dedham; one at Grove and Newton Street, directing to West Roxbury and Dedham; one at South and Newton Street, directing to Dedham, Brighton and Newton; one at Grove and South Street, directing to Brighton; one at Warren and Cottage Street, directing to Jamaica Plain and Dedham; one at Warren and Walnut Street, directing to Jamaica Plain; one at Washington and Harvard Street, directing to Brighton and Cambridge; one at Sewall's Avenue and Harvard Street, directing to Cambridge and Cambridgeport. There being fourteen in all, which are all that are required at present, in the opinion of the Selectmen.

All which is respectfully submitted for the Selectmen.

BROOKLINE, March 10, 1851. JAMES BARTLETT, *Chairman.*

Recorded. Attest: WILL. ASPINWALL, *Town Clerk.*

The Town Clerk, on the evening of the tenth day of March, A. D. 1851, made out his warrant and delivered the same to Constable Augustus Allen, requiring him to summon all officers chosen to appear before the Town Clerk within seven days, and be sworn (when an oath is required by law), or to signify their acceptance or refusal of the office to which they were severally chosen.

Attest: WILL. ASPINWALL, *Town Clerk.*

NORFOLK, ss. BROOKLINE. Then personally appeared the undermentioned persons, and were sworn before me at the times severally set against their names, or signified to me their acceptance or refusal of the office to which they have had severally been chosen.

WILL. ASPINWALL, *Town Clerk.*

10 March, 1851. S. Philbrick accepted as School Committee.
10 March, 1851. Simon Warren sworn as Pound Keeper & field driver.
11 " " Thomas Griggs declined " Assessor.
12 " " W. W. Clement accepted " Fireward.
" " " Wm. Horton " School Committee.
14 " " Sam'l Eliot " " "
" " " Henry James sworn Field driver.
" " " Charles W. Tolman " Sealer of Leather.
15 " " Geo. S. Cushing " Field driver.
" " " Nathaniel Lyford " " "
10 " " John F. Edwards " Surveyor of lumber, &c.
13 " " W. I. Bowditch accepted Auditing Committee.
" " " Chas. D. Head " " "
" " " Geo. W. Stearns " Prudential School Com.
17 " " Wm. H. Shailer " School Committee.
18 " " Moses Withington sworn Treasurer & Coll't'r.
19 " " James Bartlett sworn Selectman.
" " " Jerathmael Davenport sworn Selectman.
" " " William Dearborn sworn Selectman.
21 " " F. N. Knapp accepted School Committee.
22 " " J. A. Guild sworn field driver.
" " " Oliver Whyte " " & acc'd fireward.
24 March, 1851. John N. Turner sworn as Assessor.
" " " William I. Bowditch " " "
" " " Charles Stearns, Jr. " " " & highway Surveyor.
" " " William Dearborn " " Highway Surveyor.
" " " Samuel Hills " " " "
" " " Abijah W. Goddard " " fence viewer.
" " " Charles G. Colbath " " " "
" " " Elisha Stone " surveyor of lumber, measurer of wood & bark.
" " " Charles Heath accepted as Auditor.
" " " James M. Seamans sworn " Field driver.
" " " Thomas B. Griggs " " " "
" " " Benj. W. Clark " " " "
" " " F. Henry Corey " " " "
" " " Augustus Allen accepted " fireward.
" " " Charles Stearns, Jr. " prudential School Committee.
" " " Samuel Hills " " " "
" " " Samuel Philbrick " cemetery committee.
" " " Jesse Bird " " "
" " " Marshal Stearns " " "

ADJOURNED ANNUAL MEETING, 1851.

Pursuant to the adjournment on the tenth day of March, the inhabitants of Brookline met in the Town Hall, on Monday, the twenty-fourth day of March, in the year One Thousand Eight Hundred and Fifty-one, at three o'clock in the afternoon.

The Moderator called the meeting to order, and read a list of the officers who had not qualified or who had declined serving.

William I. Bowditch was chosen Assessor (in place of Thomas Griggs, who declined to serve) by written ballots, receiving Thirty-nine out of Sixty-three votes.

W. I. Bowditch & Charles Stearns, Jr., were sworn as Assessors by the Town Clerk.

Charles Stearns, Jr., was chosen Highway Surveyor, in place of H. M. Sanborn, who declined, and he and Wm. Dearborn and Samuel Hills were sworn as Highway Surveyors by the Town Clerk.

Abijah W. Goddard was chosen Fence Viewer (in place of Clark L. Haynes, who had not accepted), & he and Charles G. Colbath were sworn as Fence Viewers by the Town Clerk.

Elisha Stone declined serving as Constable.

Voted, To reconsider the vote by which the Town decided to have five Constables.

Voted, Not to excuse the field drivers who had not been sworn, but to fine them if they do not serve.

Voted, To postpone indefinitely filling the vacancies in the office of field drivers.

Elisha Stone was sworn as surveyor of lumber and measurer of wood and bark.

Charles Heath was chosen Auditor, in place of A. W. Goddard, declined—and accepted.

Rev. Wm. H. Shailer reported for the School Committee on the subject of a primary school in the North part of the Town. Said report was accepted and is on file F, No. 32.

Voted, To leave the subject of a new school to the School Committee, with full power to establish such school as they deem necessary.

On motion of George F. Homer, it was—

Voted, That a committee of five be chosen to consider and investigate the subject of introducing the study of music into the schools of this Town, and if they shall deem it expedient, present to the Town a plan for the same, and that said committee be requested to report to the Town in their discretion, at or before the next annual meeting.

Voted, That said Committee be appointed by nomination of the Moderator of this meeting.

The Moderator appointed George F. Homer, Benjamin B. Davis, Samuel Eliot, Edward R. Seccomb, and B. Chandler Howard, said Committee.

On motion of Jerathmael Davenport, it was—

Voted, That in future the report of the School Committee be printed and distributed with the Auditors' Report.

On motion of Charles D. Head, it was—

Voted, That in every order drawn on the Treasurer, there shall be stated the appropriation or appropriations against which it is drawn.

Voted, That the books of the Selectmen and Treasurer be kept in future in such a manner as to show at any moment the precise portion of each appropriation which has been expended, and the amount which remains subject to draft. And in no case shall the Selectmen draw any orders beyond the appropriation, unless obliged so to do by circumstances beyond their control.

Mr. Bartlett, for the Selectmen, made a verbal Report as to the expense of a new Lock-up, estimating the expense at three hundred and twenty-five dollars.

On motion of Mr. Samuel Philbrick, it was—

Voted, That Messrs. William I. Bowditch, William Dwight, Abijah W. Goddard, Daniel Sanderson, and George F. Homer, be a committee to take into consideration that part of the report of the School Committee which pertains to the subject of school houses, and make report thereon at their earliest convenience.

Mr. Charles D. Head moved that One Hundred and fifty dollars be appropriated towards building a sidewalk in Warren Street from Mr. Howard's house by Deacon Clark's and Mr. John L. Gardner's land. Rejected.

Voted, That the subject of said sidewalk be commended to the attention of the highway surveyors.

Voted, That an additional appropriation of three hundred dollars be made and placed at the disposal of the school committee, to be used by them in case they find it necessary during the year to establish a school for such children as may be too large to enter the primary schools and not sufficiently advanced to enter the intermediate schools.

Voted, That the sum of Twenty-five dollars be appropriated and placed at the disposal of the school committee to procure some standard works in different branches of study, to be held as the property of the town, and kept for the use of scholars in the High School as books of reference.

Voted, That One Hundred and twenty-five dollars be appropriated for the purchase, under the direction of the Selectmen, of chandeliers and a new desk for the Town Hall, and for the alteration of the platform therein.

Voted, That Three Hundred and Twenty-five dollars be appropriated to building a new lock-up under the Town House.

Voted, That the following appropriations be made for the year ensuing, to wit:

for the support of the poor, one thousand dollars	$1000 00
" " " " Schools, thirty-eight hundred dollars	3800 00
" " " highways, thirteen hundred dollars	1300 00
" making town roads near the Town House, & widening School Street & land damages, five hundred dollars	500 00
" County tax, forty-five hundred dollars	4500 —
" fire department, hydrant, &c., five hundred dollars	500 —
" collecting taxes, one hundred & fifty dollars	150 —
" abatement of taxes, two hundred & fifty dollars	250 —
" Town Officers, eight hundred dollars	800 —
" repairs of public buildings, two hundred & seventy-five dollars	275 —
" extinction of town debt, one thousand dollars	1000 —
" payment of interest on same, one hundred & ninety dollars	190 —
" grading, making & fencing new County road from Brighton Street to Washington Street, twelve hundred dollars	1200 —
" Cemetery, fifty dollars	50 —
" Contingencies, six hundred dollars	600 —
	$16115 00

Voted, That the moneys appropriated to repairing the public highways for the year ensuing, be assessed upon the polls and estates of resident and non-resident inhabitants, and collected in the same manner that all other Town expenses are assessed and collected, and that said sum be drawn from the Treasury, by orders from the Selectmen, for the purposes above named, in payment of the surveyors' accounts, when presented and approved.

Voted, That the Town Treasurer be and hereby is authorized to borrow Three Thousand Dollars, in anticipation of the taxes to be received.

Voted, To adjourn without day.

Adjourned.

Attest: WILL. ASPINWALL, *Town Clerk.*

PERAMBULATION OF THE BOUNDARY LINE BETWEEN BROOKLINE AND ROXBURY, 23RD DAY OF OCTOBER, A. D. 1849.

Be it Remembered, that on the 23rd day of October, 1849, we, the subscribers, being authorized as the law directs, met and proceeded to perambulate the Boundary line between the City of Roxbury and Town of Brookline, viz.: beginning at the point in the full basin where the bounds of Boston, Roxbury and Brookline meet, from thence continuing the channel of Muddy River at the junction thereof with a brook running between Roxbury and Brookline across the Mill Dam Road to a Monument on Washington Street; thence Southerly and Westerly by the center of said Muddy Brook through the estate of James O. Ward; thence following the centre of said Brook through the land late of Samuel Wyman, now Charles C. Perkins, until it meets a stone marked R.B. in the wall dividing said Perkins' land from the land of Joseph Curtis; thence following said wall nearly in a northwesterly direction to a stone monument marked R.B. standing in the fence between the lands of Thomas Lee and Joseph Curtis; thence to a stone monument marked R.B. on Perkins Street in Roxbury and Cottage Street in Brookline; thence to a stone monument in the ground on the hill in Edward H. Robbins' land marked R.B.; thence to a white-oak tree standing in the wall on land of Mrs. Wm. H. Eliot marked R.B.; thence by said wall to a stone monument marked R.B. standing on B. Lincoln's land; thence to a stone monument marked R.B. at the corner of Alvin Loker's land; thence to a stone monument marked R.B. lying on the wall on the east side of the end of Loker's lane; thence to a stone monument marked R.B. in the wall on Land of Willard A. Humphrey's and land belonging to Charles

Stearns, Jr.; thence to a stone monument marked R.B. in the wall between land of A. D. Weld and Randall; thence to a stone monument marked R.B. on the South side of Church Street in Roxbury and South Street in Brookline; thence to a stone monument at the foot of a tree in A. D. Weld's land marked R.B.; thence to a stone monument in John C. Gore's land marked R.B.; thence to a white-oak tree marked R.B. standing in the wall; thence across the swamp to its westerly edge to a stone monument marked R.N.B., which forms the corner bounds between Roxbury, Newton and Brookline line. All which bounds we have agreed to and renewed the day and year before mentioned.

FRANCIS C. HEAD, WM. B. KINGSBURY, } *Agents for the City of Roxbury.*

JAMES BARTLETT, JER. DAVENPORT, WILLIAM DEARBORN, } *Selectmen of Brookline.*

ARTEMAS NEWELL, *Town Clerk.*

The above was received the nineteenth day of March, in the year One Thousand Eight Hundred and Fifty-one, and recorded by me.

WILL. ASPINWALL, *Town Clerk.*

List of Soldiers in Brookline, taken May, 1851.

Isaac Dearborn	Seth Cousens	Charles Cotting
David S. Coolidge	Daniel T. Eaton	Omar Binney
Wesley Powell	Benj. F. Baker	Charles Coolidge
Francis Coolidge	George Tyler	Francis Caverly
Leonard Locke	George F. Homer	Charles White
Charles Whittemore	David Wilder, Jr.	Sylvester Kimball
James W. Coolidge	Daniel H. Rogers	John L. Stone
Andrew J. Harrington	Charles Burrill	George W. Butters
William J. Griggs	Thomas Seaverns	Ebenezer P. Wetherell
Willard Jackson	George Stoddard	James Williams
Ozias Locke	Oliver Whyte	Jonathan Sanborn
Calvin Soper	Moses C. Warren	Charles Morse
Moses Day	Charles Warren	Moses Morse
John Shepherd	Edward D. Sohier	Nathaniel Sawyer
James Hobbs	Levi Barnard	James Stratton
George C. Barney	Charles M. Ford	Warren Hyde
Hutchins S. Coolidge	Calvin Smith	Moses Judkins
William Perry	David Sears, Jr.	Joseph Ferguson
William Aspinwall	David Eckley	— Morse, at Barnard's

Albert H. Hovey
Oliver Cousens
Edwin Field
Charles Brackett
John Collins
John Robinson
Jeremiah Roberts
— Tilson, at Brackett's
James Percy
Stephen Archer
George Chick
Otis Mitchell
Henry Mitchell
John Green
Samuel Premo
Royal Woodward
Joseph Little
Samuel Little
J. Anson Guild
Augustus Allen
Roscoe Green
John Aspinwall
Ansel Waterman
Abijah Stone
Frederick James
— Munroe, at Woods'
Benjamin F. Germain
Augustus W. Seamans
Abraham H. Clapp
James Blair
Isaac Farrington
Sidney D. Ostrander
Philander D. Ostrander
John H. Edwards
Charles B. Dana
Edward A. Dana
Harrison Bird
James M. Howe
Pliny E. Kingman
Edward C. Wilson
Charles Pope
William Pope
Elijah Hersey
George E. Hersey
John Davis
John H. Dane
Edward Dane
Charles F. Huntington
Nathaniel Lyford

—— Hunt, at Eckley's
John Gustin
John Park
James Morse
John H. Webber
Alfred Kenrick, Jr.
David T. Kenrick
Benj. W. Hobart
Samuel Hobart
Albert W. Smith
Stephen S. Stone
Ransom N. Weld
Thomas Lee
Robert S. Davis
Elisha Jacobs
Alexander C. Studley
Simeon Taylor
Charles W. Tolman
Dearborn Langley
Albert Jennings
Theophilus P. Chandler
Simon Malcolm
John W. Candler
Gardner S. Rathan
David S. Gilman
Stephen Allen
Washington Atkinson
Thomas B. Griggs
Thomas Jefferson
Samuel A. Robinson
Moses Withington
F. Henry Corey

Joshua A. Little, at Gibbs
James Edwards
Charles F. Foster
Charles True
Peter Pierce
William Eliot
Swan, Mitchell } at Mrs. Merchants
Harvey James
Franklin Tukey
Charles P. Trowbridge
Alverda Mason
Woodbury Mosher
Philip Gannett
George F. Willey
Alvan Wiggin

Abraham H. Lambert
Nath. W. Brackett
Jeremiah Chuff
Charles Ballou
Daniel Hall
Frederick A. Corey
George T. Bartlett
Timothy Corey
Calvin D. Crawford
Josiah M. Russell
S. Augustus Thayer
George W. Patten
George W. Minus
Elijah C. Emerson
George E. Carlton
Stephen R. Griggs
Edward R. Seccomb
Augustus Griggs
Isaac Taylor
Henry A. Mellen
David H. Daniels
James L. Thompson
Charles W. Scudder
John N. Turner
William I. Bowditch
William A. Ladd
Benjamin Bradley
George Haven
William H. Jameson
Josiah Bacon
Thomas H. Bacon
Edwin Howland

George Atkinson
Edward Atkinson
Moses B. Williams
William H. Slocum
John Gilman
George Griggs
Benjamin Leeds
Eben Wright
Reuben A. Chase
Lewis T. Stoddard
George H. Stone
Moses Stone
William B. Towne
William B. Dean
John Colby
Luther L. Greenleaf

Robert Littell
Oliver B. Delano
Howard S. Williams
Andrew H. Newell
Hezekiah Shailer
William H. S. Ventris
Jona. D. Long
—— Rand, at Long's
Ivory Ross
William W. Clement
George S. Cushing
Charles L. Palmer
Augustine Godfrey
John Gibbs
Eliphalet Farnum
Abel B. Milliken
Charles Bean
Alfred Roby
Ira Bean
Willard J. Humphrey
George Hancock
Thomas Pike
Daniel Kingsbury
William Wallace
Charles Smith
John Jackman
Elisha T. Penniman
William P. Sanderson
Eli D. Sanderson
Nath'l Wentworth
Eben. W. Reed
Simon Warren
John W. Warren
George Penniman
Charles H. Heath
John S. Warren
Samuel Townsend, Jr.
Thaddeus J. Townsend
George J. Moulton
John Brown
Nath'l G. Chapin
George Hill
Benj. W. Clark
Samuel Clark
John A. Bird
William S. Wilson
Benj. F. Kendall
Alfred Winsor
Henry W. Carr
Emerson Leland
William E. Richardson
James M. Richardson
Thomas Townsend
Alfred Roby
Thomas C. Quimby
Daniel S. Sanderson
Albert Clifford
John H. Henshaw
Joseph L. White
William White
Charles Townsend
James Eliot Cabot
Henry Lee, Jr.
Frank E. Howe
John Blanchard
J. D. Whitney
James S. Amory
Geo. J. Perry
Henry Gordon
Charles D. Head
Joshua B. Clark
Wm. P. Atkinson
Henry Whitney
Francis Perkins
Thomas Parsons
Henry Weeks
Charles Warren
Daniel S. Kendall
Augustus W. Newell
Charles O. Howe
Clark L. Haynes
William Bird
Benjamin F. Gerry
Hugh M. Sanborn
William H. Leonard
Thomas C. Pettingill
George W. Stearns
Albert Cass
Willard A. Humphrey
John H. Shumaker
Samuel Eliot
James Cheesbrough
—— Everett, at Eliot
Alvin Loker
Jonathan Butterfield
William J. Hyde
Thomas Kennan
Samuel D. Hills
Hiram R. Bean
Edward Haynes
Charles G. Colbath
Simon W. Clifford
George White
Caleb Craft
George Craft
Charles Craft
Robert Miles
Nath'l P. Johnston
George W. Goodnough
Xanthus Goodnough
George Harlow
Simeon Gutterson
John Cowan

Total, 315.

The above list of soldiers in the Town of Brookline is made up by us—five names being cancelled by us before signing our names.

CHARLES STEARNS, JR.,
WILLIAM I. BOWDITCH.
JOHN N. TURNER.

Recorded & returned. June 14, 1851.

WILL. ASPINWALL, *Town Clerk.*

SPECIAL MEETING, JUNE 16th, 1851.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, TO WIT: *To the Constables of the Town of Brookline,* GREETING:

You are hereby required to warn the inhabitants of said Town to meet at the Town Hall in said Town on Monday, the sixteenth day of June, in the year One Thousand Eight Hundred and Fifty-one, at half-past three o'clock in the afternoon, for the following purposes, to wit:

1st. To choose a Moderator.

2nd. To see what action the Town will take upon a notice received from the County Commissioners of an application made to them by the Charles River Branch Railroad Company to be allowed to construct their Railroad across Washington Street and across Cypress Street upon a level with said streets, and without bridges across the same.

3rd. To see if the Town will accept and allow the Town way as laid out, altered and widened by the Selectmen, running from Walnut Street across Boylston Street to Washington Street, by taking land of Samuel A. Walker and the heirs of Rachel White, and appropriate money for the expenses of the same.

4th. To see if the Town will make compensation in addition to the award of the Selectmen to Thomas Seaverns for damage done to his land by change of grade in the new street or way laid out from Washington Street between the Town Hall lot and the Holden Estate and along by the side of the land of said Thomas Seaverns.

5th. To see what action the Town will take upon the request of N. G. Chapin and George J. Fisher that the Town would widen Walnut Street opposite the Reservoir.

6th. To see what action the Town will take upon a notice received from the County Commissioners in relation to widening Newton Street as ordered by them in the year Eighteen Hundred and Thirty-four, and to see if the Town will appropriate any money for said purpose.

7th. To see if the Town will appropriate any money for repairing the hearse.

Hereof fail not, and make return of this Warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, at Brookline aforesaid, this sixth day of June, in the year One Thousand Eight Hundred and Fifty-one.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN,
} *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, June 11th, 1851.

Pursuant to the within warrant, I have notified the inhabitants of Brookline herein described to meet at the time and place and for the purpose within mentioned, by leaving printed notices at the last and usual place of abode of every legal voter.

A. H. CLAPP, *Constable of Brookline.*

The said inhabitants met in pursuance of the foregoing warrant, at the time and place mentioned. The meeting was called to order by the Town Clerk, who read the Warrant and return.

It was voted to choose the Moderator by nomination and hand vote.

John Dane, Esq., was nominated and chosen Moderator by hand vote, but declining to serve, was excused by a vote of the Town.

George F. Homer, Esq., was then nominated and chosen Moderator, and took the chair.

The second article in the Warrant was taken up.

A. W. Goddard, Esq., made the following motion: That the Committee chosen by the Town on 25th July last, to remonstrate against the petition of the directors of the Charles River Branch Railroad for liberty to cross Washington Street without a bridge, be now hereby instructed to offer no objection nor make any remonstrance on behalf of the Town against the recent petition of said directors to the County Commissioners for liberty to construct said road across Washington and Cypress Streets without bridges; provided that Gates and a Flagman shall be required and provided at each of said crossings as a substitute for bridges —provided, also, that the County Commissioners reserve the right to require the erection of a bridge at either or both of said cossings whenever it shall be deemed necessary.

This motion was supported by Messrs. John Howe, Samuel Philbrick, and A. W. Goddard, and opposed by Messrs. George B. Blake, W. I. Bowditch, and W. Aspinwall.

George Griggs, Esq., asked the motion might be divided, so as to take question as to the Cypress Street crossing first alone, and the question was so divided.

On motion of A. W. Goddard, Esq., it was ordered that when the vote is taken, it be taken by calling over the names of the voters on the voting-list, and their voting *yes* or *no* according as they were in favor of or opposed to the motion aforesaid.

Said motion was then put, in relation to the Cypress Street crossing alone, and the vote being taken as ordered, it was rejected by Sixty-seven Yeas to Seventy-six Nays.

The names of those who voted *Yea* were as follows:

Augustus Allen
James Bartlett
George T. Bartlett
Hiram R. Bean
Jesse Bird
Capt. B. Bradley
Samuel Clark
A. H. Clapp
F. Henry Corey
Timothy Corey
Calvin D. Crawford
Oliver Cousens
Wm. C. Cunningham
Benj. B. Davis
Jerathmael Davenport
Patrick Dillon
James Driscoll
John Dustin
John G. Faxon
Isaac Farrington, Jr.
Lemuel Foster
Eliphalet Farnum
A. W. Goddard
Thomas Griggs
Thomas B. Griggs
William J. Griggs
George Griggs
Elijah Hersey
John Howe
Willard A. Humphrey
Warren Hyde
Henry W. Jameson
Moses Jones
John D. Kelly
Alfred Kenrick, Jr.
Abner H. Knights
David Kenrick
Abraham H. Lambert
Samuel B. Little
Royal McIntosh, 2nd
Woodbury Mosher
John McNamara
Abel Milliken
Artemas Newell
Charles L. Palmer
Samuel Philbrick
Thomas C. Quimby
James Robinson
Daniel H. Rogers
Daniel Sanderson
Daniel S. Sanderson
Hugh M. Sanborn
Amos Snow
Charles Stearns, Jr.
Marshal Stearns
Elisha Stone
Samuel Townsend
Thomas Townsend
Franklin Tukey
John W. Warren
Simon Warren
Samuel A. Walker
Joseph L. White
William White
Henry Whitney
Aaron Whitney
Royal Woodward, Jr.

The names of those who voted *Nay* were as follows:

Augustus Aspinwall
William Aspinwall
Edward Atkinson
George Adams
John Davis
John F. Edwards
Samuel Eliot
Harrison Fay
L. T. Stoddard
John Shepherd
Lafayettee Thayer
Charles W. Tolman

William P. Atkinson
George Babcock
Joseph V. Bacon
Stephen G. Bass
John A. Bird
William Bird
Harrison Bird
George B. Blake
William I. Bowditch
Benjamin Bradley
Henry W. Carr
Thomas Celfe
N. G. Chapin
William Churchill
Benj. W. Clark
William W. Clement
David Coolidge
Charles G. Colbath
George S. Cushing
John W. Candler
Charles B. Dana
John Dane
William Dearborn
William P. Dexter
William R. Dean
David R. Griggs
Charles Heath
Charles D. Head
George N. Hill
Benjamin Howard
B. Chandler Howard
George F. Homer
James Hobbs
Elisha Jacobs
Daniel S. Kendall
Hugh R. Kendall
B. Franklin Kendall
Eliakim Littell
Nathaniel Lyford
Benjamin Leeds
J. K. F. Mansfield
Andrew H. Newell
Charles Pope
William Pope
F. W. Prescott
Isaac Rich
Charles W. Scudder
George Searle
Thomas Seaverns
Samuel A. Shurtleff
John Turner
Ginery Twitchell
George Tyler
M. C. Warren
Wm. A. Wellman
Oliver Whyte
Charles Wild
Moses B. Williams
David Wilder, Jr.
Edward Wilson
Alfred Winsor
Ebenezer Wright
John S. Wright
William Wilson

Mr. S. A. Thayer requested that his name might be called but as his name was not on the voting list and there being no evidence offered that he was a legal voter, the Moderator (objection being made to the name being called) declined to call his name, and he did not vote.

Opportunity having been given to any voter to vote on the motion, and no one else offering to vote, the vote as aforementioned was declared.

The vote ordering the calling over the list was then reconsidered, and it was voted to take the vote on Mr. Goddard's motion in relation to the Washington Street crossing in the ordinary manner.

The question on Mr. Goddard's motion as regarded the crossing of Washington Street by the railroad being put by the Moderator, it was rejected by a large majority.

The Moderator declared the motion to have been rejected, and no voters doubting his decision, a count was not had.

Mr. Harrison Fay moved that the committee appointed by the Town July 25th, 1850, to appear before the County Commissioners and oppose the crossing by the Charles River Branch Railroad of Washington Street, Cypress Street, or

any other highway in this Town, at grade and without bridging, be instructed to continue their efforts before the County Commissioners in opposition to such crossings at grade.

Mr. G. B. Blake moved, as an amendment to Mr. Fay's motion, that Mr. Harrison Fay be added to said committee.

Voted, That George B. Blake, William I. Bowditch, and John Dane, Esq., the committee appointed by the Town on the twenty-fifth day of July last, with H. Fay, Esq., added as a member thereof, be and hereby are instructed to continue their efforts in behalf of the Town in opposing the crossing of Washington Street, Cypress Street, or any other public highway in Brookline, by any railroad upon a level therewith and without bridging the same.

The third article in the warrant was then taken up, and upon motion of John Howe, Esq., was laid upon the table.

The fourth article being taken up, it was—

Voted, To refer the subject of the fourth article to Messrs. Daniel Sanderson, A. Warren Goddard, and Charles Heath, to consider and report upon the same.

The fifth article being taken up, it was—

Voted, That the Selectmen be authorized to take such course upon the request of N. G. Chapin and Geo. J. Fisher as they shall deem most for the interest of the Town.

Voted, That One Hundred Dollars be appropriated, to be expended under the direction of the Selectmen in widening Newton Street, as ordered by the County Commissioners in the year 1834.

Voted, To appropriate One Hundred Dollars to repair the hearse.

Voted, To dissolve the meeting.

Dissolved.

Attest: Will. Aspinwall, *Town Clerk.*

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. TOWN OF BROOKLINE.

Pursuant to the annexed appointment of the Selectmen of said town, the original whereof is on file, George F. Homer was appointed Town Clerk, *pro tempore*, during the absence of William Aspinwall, the Town Clerk; and said Homer having this day been duly sworn to the faithful discharge of the duties of said office, has entered upon the performance of the same.

Attest: GEO. F. HOMER, *Town Clerk, pro tem.*

BROOKLINE, July 21st, 1851.

Whereas, William Aspinwall, Town Clerk of Brookline, duly elected at the annual meeting of the Inhabitants of said Town, on the tenth day of March, in the year one thousand eight hundred and fifty-one, is about to be absent from said town for some weeks, and will, by such absence, be prevented from performing the duties of said office; we, the Selectmen of said Brookline, do hereby appoint George F. Homer, of said Brookline, to be Town Clerk *pro tempore*, during such absence of said Aspinwall, to do and perform all the duties of said office.

Witness our hands and seals, the 21st day of July, in the year one thousand eight Hundred and Fifty-one, at Brookline aforesaid.

JAMES BARTLETT. [L.S.]
J. DAVENPORT. [L.S.]
WILLIAM DEARBORN. [L.S.]

SPECIAL MEETING, OCTOBER 15, 1851.

SEAL. SEAL. SEAL.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. *To the Constables of the Town of Brookline,* GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the Town of Brookline to meet at the Town Hall in said Town, on Wednesday, the fifteenth day of October current, at three of the clock in the afternoon, for the following purposes, to wit:

1st. To choose a Moderator.

2nd. To hear and act upon the report of the committee appointed December 16, 1850, to build a new road from the end of the Mill Dam to Washington Street, being the same petitioned for by Daniel Sanderson and others.

3d. To see if the Town will authorize the Treasurer to borrow money and give the notes of the Town for so much of the cost of said Road as is not already provided for.

4th. To hear and act upon the report of the committee appointed at the adjourned annual meeting, March 24, 1851, on the subject of school houses; and to see if the town will appropriate any monies for the purchase of land for the erection of school houses and the building of the same.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting. Given under our hands and seals, at Brookline, this sixth day of October, in the year of our Lord one thousand eight hundred and fifty-one.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN, } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, October 10, 1851.

By virtue of this warrant, I have notified the within named inhabitants of Brookline by leaving a printed notice at the residence of each voter as within directed.

HUGH M. SANBORN.

A true copy of the warrant and the return thereon.

Attest: WILLIAM I. BOWDITCH, *Town Clerk, pro tem.*

The Town Clerk not being present, the Selectmen called the meeting to order, and requested the qualified voters present to bring in their written ballots for a clerk *pro tempore*, which was accordingly done, and William I. Bowditch was declared duly elected clerk *pro tem.* Mr. Bowditch was then sworn by Thomas Griggs, Esq., faithfully and impartially to discharge all his duties as clerk *pro tem.* of this meeting.

The clerk having read the warrant and return, as above given, James Robinson was duly chosen Moderator of the meeting by written ballots.

The second article in the warrant being taken up, George Griggs, Esq., chairman of the committee mentioned in said article, presented the following report:

The Committee appointed by the Town on the 16th of December, 1850, to appear before the County Commissioners and request them to lay out and locate, as soon as it can be legally done, the road from the Mill Dam to Washington Street, and who were authorized if the County Commissioners should locate said—to contract to build the same, Report: That on the 25th day of December last they appeared before the commissioners as instructed, and requested them to lay out the Road. This request was opposed, and a remonstrance against it was laid before the Commissioners, and at the request of the remonstrants, further time was granted them to show cause why the request should not be granted.

After due consideration and all parties interested were fully heard, the commissioners, in April last, did adjudge that common convenience and necessity required said new highway should be laid out, and on the ninth and eleventh days of June last proceeded to lay out said highway. As soon as possible after the order of the commissioners locating the Road could be procured from their files, the committee advertised for proposals to build it, and after examining some 12 or 15 proposals, agreed, on behalf of the town, to pay for excavating and grading the road from Washington Street to land of Mr. David Sears, 12½ cents per cubic yard, and for grading the Road across the marsh 32 cents, and to pay $700 for planks to be used on the marsh & draining the same, and to pay $2 per cubic yard for culvert masonry. They subsequently contracted, on behalf of the Town, for fencing the Road where the County Commissioners ordered a fence, for 15 cents per running foot. The other items of cost will appear in the following estimate, which includes also the cost of excavation and grading at the above prices:

Asa G. Shelden's bill for earth work from Washington Street to Pleasant Street	$1243 67
" " " " across the marsh	5391 74
" " " " through land of Charles Stearns	2450 —
" " " " draining marsh & planks	700 —
" " " " culvert masonry	471 62
" " " " extra labor in making a culvert and finishing around bridge on the marsh and furnishing planks for the same, and extra work around elm tree on Charles Stearns' land, and placing birches on Stearns' meadow	100 00
Charles Stearns' bill for gravel to fill across his meadow, besides that taken out of the Road. Sqrs. at 67 cts.	1075 —
" " for trees used on his meadow	5 —
David Sears, for gravel from his bank for the marsh, 642.4 sqrs. at 50 cts.	321 20
Wm. N. Lawrence, for digging one acre of his marsh for mud	300 —
T. & J. Doane's bill for engineering	325 —
Boston and Worcester Rail Road, for making crossing & putting up sign-board	300 —
Abbot's bill for fencing, at 15 cts. pr. foot	1300 —
Calvin Smith's bill for grading road across land of Mr. David Sears	50 —
" " " " cutting and placing birch trees on Mr. Stearns' meadow, and for facines laid on same	31 50
Cost of gravel to cover the road across the marsh and putting it on and completing its construction	500 —
Stone posts at angles of the Road and placing the same	40 —
Sundry small bills for printing proposals, posting the same, copy of order of the County Commissioners	15 —
Dictor's bill for bridge on marsh	180 —
	$14,099 73
Of this amount $3375.00 were subscribed by the Mill Dam Company and individuals, and $5000 has been borrowed by the Treasurer, under authority of the vote of Dec. 16th, 1850	8375 —
Leaving a balance to be paid by the Town, estimated at	$5724 73
To which should be added $150 interest which will become due on the $5000 already borrowed before the annual meeting	150 00
	$5574 73

Here the Committee might close their present report, as they cannot until all the bills are ascertained and rendered in give a perfectly exact

statement of the cost of the Road, as directed to do by the last vote passed Dec. 16, 1850. That report shall be prepared as soon as the bills are rendered and paid.

That, as the Committee is in part composed of the same persons who were on a committee to ascertain the cost of making this road, and all the members of this committee concurred in the opinion of that committee that the road would cost much less than it actually has cost the town, and as some explanation of this difference may reasonably and fairly be required of them by their fellow-citizens, they deem it decorous and proper to state that they do not think it sufficient here merely to state that works of this character are very apt to exceed the estimates, as the case of almost, if not quite, every railroad, turnpike, canal, or other public highway, abundantly shows; but there were, in making this road, certain elements of expense not probably foreseen by the former committee, certainly not anticipated by this.

The first of these was the short period in which it was necessary to build the road. This necessity did not arise from the limited time allowed by the County Commissioners, as they allowed a year, but from the terms on which the Mill Dam Company and the individuals who subscribed had made their subscription, viz.: that the Road should be built within a year from the date of their subscription. A part were dated Oct. 8th; that of the Mill Dam was Oct. 19th. The Committee are happy to state that the road is now so nearly completed that the Mill Dam Company have paid in their subscription of $2000, and none of the individuals who subscribed have refused on the ground of its non-completion, nearly a thousand dollars having been already paid, and the remainder will probably be paid in a few days. But the committee did not wish to incur the risk of losing these subscriptions, and consequently had to make the best bargain they could to get the work done quickly. The difference between having only 90 days to do the work in and having nearly a year, made the cost undoubtedly more, as the inconvenience of working on the marsh when it was not frozen, and of not allowing the contractors so much time as they wanted, undoubtedly added very considerably to the expense. This difficulty would have been avoided if those who remonstrated against the laying out of the road had not opposed its laying out till the very last, and induced the commissioners to postpone their decision until they could be fully heard. It certainly must be a satisfaction to all those who opposed the laying out of the Road to know that by their efforts the objections against the Road were fully and ably stated to the Commissioners, and that they did not act hastily, rashly, nor without due deliberation and a pretty thorough and full examination of the merits of the question before them. If in consequence of this delay the additional cost of the Road does not cause others to complain, the committee do not think that it will become those who caused this additional cost to be either very loud or bitter in their complaints.

Another cause of difference between the original estimate and actual cost, is that in the former it was supposed the commissioners would take enough of the marsh on the sides of the road to allow the mud to be dug up on each side; instead of which they refused to do so, and compelled

the Town not only to be at the expense of buying the mud to make the Road and paying for planks to haul it on, but to pay some $2000 more, for moving it on to the Road than it would have cost to have had it thrown on from the sides. And lastly, the cost of filling in Mr. Stearns' meadow has added a large item which was not included in the former estimate.

In conclusion, the committee are now of the opinion that, though it does, like almost every public improvement, incidentally benefit some of those who have been most active in urging forward the completion of this work, yet, notwithstanding its great cost, it will, as its advantages as a public work are developed and appreciated, commend itself to the approbation of every inhabitant of the Town, and at a time now not distant will irresistibly lead their minds to the same conclusion to which the minds of the County Commissioners were led after a very careful and protracted examination, viz., that in the year 1851 common convenience and necessity did require that said highway should be laid out.

GEOR. GRIGGS, *Chairman.*

On motion of Marshal Stearns, seconded by J. Davenport, it was—

Voted, That all that part of said report which relates to the remonstrants against the laying out of the Road be struck out.

The report as thus amended was then accepted.

The third article in the warrant being taken up, it was

Voted, That the Treasurer of the Town be authorized to borrow a sum not exceeding $6000, payable in two, three and four years, at six per cent interest, payable semi-annually, and to give the notes of the Town for the same, to pay for the new Road from the end of the Mill Dam to Washington Street, laid out by the County Commissioners in June last, and to pay the interest on the $5000 already borrowed for that purpose, which interest will become due before the next annual town meeting.

William I. Bowditch resigned his office as a member of the committee appointed Dec. 16, 1850, to build this new County Road, and on motion of Marshal Stearns, his resignation was accepted.

The fourth article in the warrant being taken up, William I. Bowditch, Chairman of the Committee mentioned in said article, presented the following report:

The committee appointed at the last annual town meeting to take into consideration that part of the report of the School Committee which relates to the subject of school houses, respectfully report:

That after consultation with the school committee, and consideration of the whole subject, we have been led to the conclusion that the cause of good education in Town demands the erection of two new school houses. We think one of these should be of wood, with two main rooms, one fitted for an intermediate school, and one for a primary school. It should be located somewhere near the corner of Warren and Clyde Streets, and have not less than half an acre of land attached for play-grounds. The other should be built of brick, two stories in height, with three main rooms, two of which should be fitted for an intermediate school, with separate apartments for the boys and girls, and the third for a primary school. There should also be such other rooms in both buildings as may be found convenient or necessary. This brick school-house should be placed on Harvard Street, not far from School Street, on a lot of land not less than an acre in extent, so that separate play-grounds of adequate extent may be allowed for each school. The following are some of the reasons which led us to these conclusions. The intermediate schools have but partially remedied the evil they were intended to obviate. They are designed for a class of children who, though too far advanced to remain in the Primary Schools, are yet not sufficiently advanced to enter the High School with any benefit to themselves or without positive injury to others. Obviously, such a class of children are a serious evil either in the Primary or High School. It is for the best good of these schools that these children should be gathered into a school by themselves. Hitherto, however, owing to the great distance from the West and South parts of the Town, the children living there who ought to attend the intermediate schools, have not been obliged to attend them, but the School Committee have been forced to allow such children to attend the primary schools in their respective districts. The consequences have been twofold: (1) Such children have not enjoyed the same advantages of education as those whose parents lived near enough to the Town Hall to enable their children to attend the schools here. (2) The scholars properly belonging to the Primary Schools in the South and Middle Districts have been impeded by being associated with children far beyond them, to whom the teachers have unavoidably been oliged to devote a large share of their attention. In other words, the present position of the schools is very partial and unequal. The South and West portions of the Town have never reaped their fair share of the advantages of the Intermediate schools, though they have paid their share of the expense. They have neither been able to educate their children at those schools nor have their Primary Schools reaped the same benefit from their establishment that the North Primary School has done. To remedy this injustice, and to provide a larger and better room for the Primary School in the Middle District, which is very much needed, we propose the erection of the school house near the corner of Warren and Clyde Streets, and the sale of the school house and lot on Heath Street. We propose that all children of suitable age and acquirements, whose parents live west of Mr. Knapp's church, or on Boylston Street, or any of the cross streets west of Cypress Street, should be obliged to attend this new intermediate school.

In relation to the proposed erection of the brick school-house on Harvard Street, near School Street, we make the following suggestions: The new Town Road which has been laid out west of the Town House, runs through the North Primary School House, taking off a strip about seven feet wide through the whole length, and accordingly renders the removal of that building necessary. Besides this, it is already far too small for the number of children attending school. The School Committee are now seeking for another room in which to place part of the pupils. Nor is this only a temporary difficulty. The number of pupils in this school steadily increases. In 1847 the average attendance through the year was 38⅔, in 1848, 50¾, and in 1850, 67. It is clear, therefore, that the present building must be moved from its present position, and either very greatly enlarged or a new house must be built to meet the present wants of this school. We think it poor economy to enlarge the present building. It would do well enough as it now is, in a thinly peopled district and for a few scholars, but for a large school it is very badly constructed, and can never be made satisfactory by any mere enlargement. It must also be materially altered in its arrangements as well as size, if it is to be made at all adequate to the wants of this District. Perhaps at some day not far distant, it may be found convenient to move it where it may accommodate the growing want of a primary school on the Brighton branch of the Mill Dam. For such a school we think it would be entirely fitted and adequate. If a new house is to be built, we think it ought to be made large enough to accommodate the Intermediate Schools in this District, with school and recitation rooms. The lower story of the Town Hall is now needed for Town offices. The little room below, at the left hand of the entrance (only about twice as large as one of the cells in the new county jail), is the only room in the Town Hall in which at present Town Officers can meet and keep their records and papers. Here the Selectmen meet. Here the assessors transact that business which is so interesting to themselves and pleasing to the inhabitants generally. Here are kept the Town Clerk's records and files. The Town Treasurer and Collector has no place either for his records or files. But for the safe keeping of all these books and papers the Town is legally obliged to provide. It has no right to leave them or any of them in private houses. By Stat. 1851, Ch. 161, § 1, the Selectmen are directed to provide a suitable place for the safe keeping and preservation of the public records and other valuable documents, where they shall be deposited and securely kept. How does the Town obey this law, when it provides no place whatever where the very important records and papers of the Treasurer may be deposited and securely kept? The safe in the room below is not large enough for the safe and proper keeping of the record-books of the Selectmen and Clerk. The files, some of which are as important as the records, are carefully preserved from fire in wooden boxes outside the safe. These evils cannot be remedied without moving the schools from the Town Hall. This removal must take place soon, at any rate, and if a new school house is to be built now, we think that the Town will be wanting in due prudence if it does not make the new building large enough to accommodate these schools.

The only reason of importance which suggests itself why the new school house should be placed on School Street, is the fact that the Town owns the land. But we think a much better site may be chosen on Harvard Street, and probably some exchange of the Town's land on School Street may be made with the owner of the new school lot, or the Town land may be sold to such advantage as to enable us to obtain, on fair terms, the land we want. If the new school house is placed on the Town's land, it will have to be placed South of the new Town Road, on what is now the gravel bank, and for a number of years yet to come the land on School Street will be kept in confusion by the removal of gravel, and we think a better-shaped and conditioned lot can be chosen on Harvard Street than can be found on the Town's land, even after the gravel is removed. In relation to the size of the school-house lots, the law allows the Town to take land for a school-house lot not more than 40 square rods. This is little enough, certainly, and inasmuch as there are to be two schools kept in the building to be erected near the corner of Clyde and Warren Streets, we recommend the purchase of half an acre, or the statutable quantity for two schools, and as there will be virtually three schools in the building on Harvard Street, we recommend the purchase of one acre, or the statutable quantity for four schools, that being, in our opinion, none too much either for the convenience of the school or the proper ornament of the ground in front of the building so that it may not be unacceptable to the neighborhood.

In conclusion, we recommend that a committee of five be appointed to select sites for the school houses above proposed, of the sizes above mentioned, to find the best terms upon which such lots of land may be obtained, and upon what terms the school house and lot on Heath Street can be sold, and that the same committee, acting in concert with the School Committee, cause plans of the new buildings to be made and estimates to be prepared of the cost of their erection, and report all the facts to the Town at the next annual meeting for further action.

Respectfully submitted,

WILLIAM I. BOWDITCH,
DANIEL SANDERSON,
GEORGE F. HOMER, } *Committee.*

The foregoing report having been accepted, it was—

Voted, That —— be a committee to select sites for the two new school houses recommended in the report of the committee on school houses, this day presented, of the sizes therein mentioned; to find the best terms upon which such lots of land can be obtained, and upon what terms the school house and lot on Heath Street can be sold, and that said committee (acting in concert with the school committee) cause plans of the new buildings to be made and estimates to be prepared of the cost of their erection, and report all

the facts on the foregoing subjects at the next annual meeting of the Town, for further action.

Voted, That the committee contemplated by the last vote be chosen by nomination at large.

Whereupon, the same committee of five who were appointed at the annual meeting to report on the subject of school houses, were chosen as this committee.

William I. Bowditch, chairman of this committee, declined serving, and David S. Coolidge was chosen in his stead.

Daniel Sanderson declined serving on this committee, and Charles Heath was chosen in his stead,—so that the committee entrusted with the execution of the last vote are as follows: David S. Coolidge, William Dwight, Abijah W. Goddard, Charles Heath, George F. Homer.

Voted, To dissolve the meeting.

A true record of the proceedings.

Attest: WILLIAM I. BOWDITCH, *Clerk, pro tem.*

GENERAL ELECTION, NOVEMBER 10, 1851.

COMMONWEALTH OF MASSACHUSETTS.

[SEAL.] [SEAL.] [SEAL.] NORFOLK, ss. BROOKLINE. *To the Constables of the Town of Brookline*, GREETING:

In the name of the Commonwealth, you are hereby required to warn the inhabitants of the town of Brookline qualified to vote in elections, to meet at the Town Hall in said Town on Monday, the tenth day of November present, it being the second Monday in said month, at half-past one o'clock in the afternoon, at which time and place the polls will be opened and kept open not less than two hours, for the following purposes, to wit:

1. To determine whether the Town will send a Representative to the next General Court.

2. To bring in their votes to the Selectmen for the following officers, to wit: For Governor and Lieutenant-Governor of this Commonwealth;

For three Senators for this County; for a Representative to the next General Court, if the Town determine to send one; all to be voted for on one ballot.

3. To give in their votes by ballot on the question, "Is it expedient that delegates should be chosen to meet in convention for the purpose of revising or altering the constitution of government of this Commonwealth?"

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, this third day of November, in the year of our Lord One Thousand Eight Hundred and Fifty-one.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN, } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, Nov. 7, 1851.

Pursuant to the within warrant, I have notified the inhabitants of the town of Brookline herein described, to meet at said time and place and for the purposes within mentioned, by leaving printed notifications at the last and usual place of abode of every legal voter.

A. H. CLAPP, *Constable.*

At half-past one o'clock, Mr. Bartlett, the chairman of the Selectmen, called the meeting to order, and the warrant was read.

Voted, To send a Representative to the next General Court.

The polls were opened, and at half-past three o'clock it was moved and—

Voted, To close the polls at five o'clock.

At five o'clock the polls were closed, when the Selectmen counted the envellops and found the whole number to be Two Hundred and Ninety-one. The Town Clerk and they then proceeded to open the envellops and sorted and counted the votes for all the officers voted for, and declared the vote to be as follows, in open town meeting:

The whole number of ballots for Governor was Two Hundred and Eighty-nine.

for	Robert C. Winthrop of Boston,	Two Hundred and Twelve.
"	George S. Boutwell of Groton,	Fifty-two.
"	John G. Palfrey of Cambridge,	Twenty-four.
"	Wendell Phillips of Boston,	one.

The whole number of ballots for Lieutenant-Governor was Two Hundred and Eighty-eight.

for George Grennell of Greenfield, Two Hundred and Twelve.
" Henry W. Cushman of Barnardstown, Fifty-two.
" Amasa Walker of North Brookfield, Twenty-three.
" Edmund Quincy of Dedham, One.

The whole number of ballots for Senators from this district was Two Hundred and Eighty-nine.

For Marshall P. Wilder of Dorchester, Two Hundred and Fourteen.
" Lysander Richards of Quincy, Two Hundred and Thirteen.
" William H. Carey of Medway, Two Hundred and Thirteen.
" Zenas French of Randolph, Sixty-two.
" Henry Hobart " Foxboro, Sixty-two.
" Edward L. Keyes " Dedham, Sixty-four.
" Caleb Stetson " Braintree, Nine.
" Ezra Wilkinson " Dedham, Nine.
" Ezra S. Conant " Randolph, Nine.
" Jeremiah Hill, one. For Charles D. Head, one.
" E. B. Dana, one. " William I. Bowditch, one.

The whole number of ballots for Representative to the General Court was Two Hundred and Sixty-eight. Necessary for a choice One Hundred and Thirty-five.

for George Babcock, Forty-two.
" James Robinson, Five.
" Willard A. Humphrey, Two.
" Jerathmael Davenport, One.
" James Bartlett, Two. for J. K. F. Mansfield, Seven.
" N. C. Dana, Two. " E. B. Dana, two.
" Charles B. Dana, One. " William I. Bowditch, One.
" John N. Turner, one. " William H. Jameson, one.
" William Aspinwall, Two Hundred and one, and he was chosen Representative to the General Court.

The whole number of ballots on the question as to calling a Convention for revising the Constitution was Two Hundred and Sixty-four.

The number of Yes was Forty-nine.
" " " No was Two Hundred and Fifteen.

The result of the voting having then been recorded as above in open town meeting, and the record having been publicly read and declared by the Town Clerk, the returns were made out from the record and signed by the Selectmen and the Town Clerk and then sealed up in open town meeting and delivered to the Town Clerk to be transmitted to the Secretary of the Commonwealth.

In the voting a check-list of the voters' names was used, and no person was allowed to deposit his ballot until his name had been found upon the list and checked.

About seven o'clock in the evening, all the business of the general election of 1851 having been accomplished, Mr. Bartlett, the Chairman of the Selectmen, declared the meeting Dissolved.

Attest: WILL. ASPINWALL, *Town Clerk.*

SPECIAL MEETING, DECEMBER 1ST, 1851.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, SS. *To the Constables of the Town of Brookline,*

GREETING:

In the name of the Commonwealth of Massachusetts, you are required to warn the inhabitants of the town of Brookline to meet at the Town Hall in said Town on Monday, the first day of December, in the year One Thousand Eight hundred and fifty-one, at three o'clock in the afternoon, for the following purposes, to wit:

1. To choose a Moderator.
2. To consider the subject of offering a reward for the detection and conviction of the person or persons who set fire to the barn on the premises occupied by William Dwight, Esq., on the twentieth instant, and to consider generally the subject of protecting the property of the citizens of this town against incendiaries, in pursuance of the application of Charles Heath and ten other legal voters to the Selectmen.
3. To see if the Town will appropriate Two Hundred dollars to pay the reward offered by the Selectmen for the conviction of the person who set fire to the barn of Thomas N. Woodward, and any other sum for any further reward which the Town may offer.
4. To authorize the Treasurer to borrow any sum of money which may be necessary to pay any rewards which the Selectmen have offered or the Town may offer.

Hereof fail not, and make due return of this Warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, at Brookline aforesaid, this twentieth day of November, in the year one thousand eight hundred and fifty-one.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN, } *Selectmen of Brookline.*

NORFOLK, ss. BROOKLINE, December 1st, 1851.

By virtue of this warrant, I have warned the inhabitence of this Town as within directed, by leaving a printed notice at the residence of each voter, as within mentioned, four days before the day of said meeting.

HUGH M. SANBORN, *Constable of Brookline.*

A true copy of the warrant and return thereon.

Attest: WILL. ASPINWALL, *Town Clerk.*

At ten minutes after three o'clock in the afternoon of the first day of December, A. D. 1851, the Town Clerk called the meeting to order and read the warrant.

Voted, To choose a Moderator by nomination and hand vote.

Mr. J. Davenport was chosen, but was excused at his own request.

Mr. George F. Homer was then nominated and chosen Moderator.

Mr. Homer took the chair as Moderator.

On motion of Mr. Charles Heath, amended on motions of Messrs. Jesse Bird and J. Davenport, it was—

Voted, That the Selectmen be and are hereby authorized and directed to offer a reward of five hundred dollars, to be paid from the Treasury of this Town, to any person or persons who shall give such information and render such service as shall lead to the arrest and conviction of the person or persons who, on the night of the 25th of August last, maliciously set fire to the barn of Mr. E. P. Wetherell in this town, or who, on the morning of Thursday, November 20th inst., maliciously set fire to the barn of William Dwight, Esq., or for the arrest or conviction of any person or persons who shall maliciously set fire and burn any dwelling houses or buildings therewith connected, barns, shops, or any public buildings in this town within one year from this first day of December, 1851.

Voted, That the sum of Two hundred dollars be appropriated to pay the reward offered by the Selectmen for the conviction of the person who set fire to the barn of Mr. Thomas N. Woodward, and the sum of Five Hundred doldollars be appropriated to pay the reward offered in the preceding vote.

Voted, That the Treasurer be authorized to borrow Two Hundred Dollars at once, to pay the reward offered by the Selectmen as mentioned in the preceding vote, and Five Hundred Dollars when called for to pay any reward now offered by the Town.

Voted, To dissolve this meeting.

Dissolved.

Attest: WILL. ASPINWALL, *Town Clerk.*

[SPECIAL MEETING, JANUARY 22, 1852.]

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. *To the Constables of the Town of Brookline*, GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the town of Brookline to meet at the Town Hall in said Town on Thursday, the twenty-second day of January current, at two o'clock in the afternoon, for the following purposes, to wit:

1st. To choose a Moderator.

2nd. To see what action the town will take upon the suit brought against it by Asa G. Sheldon upon his contract for building the new county road from the Mill dam to Washington Street.

3rd. To see what action the town will take upon the suit brought against it by Charles Stearns for gravel and other materials furnished by him to the town for building said road.

4th. To hear and act upon the Reports of any Committees who are ready to report.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, at Brookline, this thirteenth day of January, in the year One Thousand Eight Hundred and fifty-two.

JAMES BARTLETT, } *Selectmen of*
J. DAVENPORT, } *Brookline.*

NORFOLK, ss. BROOKLINE, January 17th, 1852. By virtue of this warrant, I have notified and warned the inhabitants of Brookline to meet at said time and place and for the purposes herein described, by leaving a printed notice at the residence of each voter, as herein directed.

HUGH M. SANBORN, *Constable.*

A true copy of the Warrant and the return thereon.

Attest: WILL. ASPINWALL, *Town Clerk.*

In accordance with the terms of the foregoing warrant, the inhabitants of Brookline met at the Town Hall of Brookline, and were called to order by the Town Clerk at twenty minutes after two o'clock in the afternoon of Thursday, the twenty-second day of January, in the year One Thousand Eight Hundred and Fifty-two.

The warrant having been read, upon motion of Mr. S. Philbrick, it was—

Voted, To choose a Moderator by nomination.

Mr. James Robinson was nominated and chosen Moderator.

Upon taking up the second and third articles together, Mr. G. Griggs moved, and it was voted, as follows:

Voted, That ——— be a committee to examine the claims of Sheldon and Stearns against the town for which they have brought actions, and retain counsel and defend the same or to settle the same, in their discretion.

After debate, it was voted that the blank be filled with five names, and nominations being called for, Messrs. John Howe, Geo. F. Homer, Geo. B. Blake, Wm. I. Bowditch, John Dane, were nominated and chosen to serve upon the committee.

Mr. Homer declined serving, saying that he was the only member of the committee named who was present, and that probably none of the other gentlemen chosen would serve.

Upon motion of Wm. Aspinwall, it was—

Voted, To reconsider the vote whereby Messrs. Howe, Homer, Blake, Bowditch & Dane were appointed a committee to examine the claims of Sheldon and Stearns against the town, for which they have brought actions, and retain counsel and defend the same or to settle the same, in their discretion.

And the motion being put, it was rejected. It was then

Voted, That Messrs. G. F. Homer, S. Philbrick, J. Davenport, Jesse Bird and James Robinson be a committee to examine the claims of Sheldon and Stearns against the town, for which they have brought actions, and retain counsel and defend the same or to settle the same, in their discretion.

It was then—

Voted, That the committee appointed to examine and act upon the claims of Messrs. Sheldon and Stearns, have full power to submit the same to arbitration or to defend or settle the same by compromise or otherwise, at their discretion.

There being no committees prepared to report, it was then voted to dissolve the meeting, and the meeting was accordingly Dissolved.

Attest: Wm. Aspinwall, *Town Clerk.*

PERAMBULATION BETWEEN BROOKLINE AND BOSTON.

We the subscribers, the Mayor and Aldermen of the City of Boston and the Selectmen of the town of Brookline, pursuant to notice, met the fifteenth day of November, A. D. 1851, at the time and place appointed, and run the line and renewed the bound marks between the city of Boston and the town of Brookline as follows, to wit:

Beginning at a stone post marked Bo. on the easterly side and Br. on the westerly side, standing on the Boston and Roxbury Mill Dam westerly from the new filling sluices erected in said Dam (the old sluices referred to in the act of February 22nd, 1825, entitled "An act relative to the boundary lines of the city of Boston and to the town of Brookline" having been removed), thence running northwesterly from said post at an angle of one hundred and fifteen degrees from the Mill Dam until it strikes the center of the channel of Charles River, and also running from the said post Southerly at an angle of one hundred and three degrees

forty minutes until it strikes the center of the channel of Muddy River at a point where the respective boundaries of Boston, Brookline and Roxbury meet each other, being the same line mentioned and described in the above recited act.

In testimony whereof we have hereto set our hands the day and year first above written.

JOHN P. BIGELOW, *Mayor*,

and HENRY B. ROGERS,
BILLINGS BRIGGS,
A. B. MUNROE,
MOSES GRANT,
MOSES KIMBALL,
BENJ'N SMITH,
H. M. HOLBROOK,
CALVIN W. CLARK,
Aldermen of Boston.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN,
Selectmen of Brookline.

WILL. ASPINWALL,
Town Clerk of Brookline.

The foregoing is a true copy of the original, and was recorded the twenty-fourth day or February, in the year One Thousand Eight Hundred and Fifty-two.

Attest: WILL. ASPINWALL, *Town Clerk.*

ANNUAL MEETING, MARCH 8, 1852.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, TO WIT.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to warn the inhabitants of the town of Brookline to meet at the Town Hall in said town, on Monday, the eighth day of March, in the year one thousand eight hundred and fifty-two, at one o'clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To choose the necessary town officers for the ensuing year.

Third. To hear and act upon the reports of town officers and committees.

Fourth. To bring in their votes for County Treasurer.

Fifth. To grant and appropriate such sums of money as may be deemed necessary to meet the expenditures of the town for the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting. Given under our hands and seals at Brookline, this twenty-sixth day of February, in the year one thousand eight hundred and fifty-two.

JAMES BARTLETT,
J. DAVENPORT,
WILLIAM DEARBORN,
Selectmen of Brookline.

File G, No. 1.

NORFOLK, ss. BROOKLINE, February 4th, 1852.

By virtue of this warrant, I have warned the inhabitants of the town of Brookline to meet at the time and place and for the purposes within named, by leaving a printed notice at the residence of each voter, as within directed.

HUGH M. SANBORN,
Constable of Brookline.

A true copy of the warrant and the return thereon.

Attest: B. F. BAKER,
Town Clerk.

See file G, No. 1.

At twenty minutes past one o'clock the meeting was called to order by the Town Clerk, William Aspinwall, Esq., who presided during the choice of a Moderator by written ballots.

The whole number of ballots for Moderator was twenty-eight. G. F. Homer, Esq., had twenty-eight, and was chosen Moderator, and took the chair.

At the request of the Moderator, prayers were offered by the Rev. W. H. Shailer.

The ballots for Town Clerk being called for by the Moderator, the whole number was eighty-eight—necessary for a choice, forty-five (45): John Dustin had one (1), M. B. Williams had one (1), Will'm Aspinwall had one (1), Elijah Hersey had three (3), Artemas Newell had thirty-seven (37), Benj. F. Baker had forty-five (45) and was chosen Town

Clerk for the ensuing year, and was sworn to the faithful discharge of the duties of that office by the Moderator.

Voted, That the second article in the warrant be laid on the table, and to take up the third.

The reports of committees and officers being called for, G. B. Blake presented and read the following report of the Committee on Railroads Crossing at Grade. (File G, No. 2.)

REPORT.

Your committee, to whom was entrusted the opposing of the crossing of railroads at grade of the roads of this town, beg leave to report that they have attended to that duty. After a very prolonged investigation before the County Commissioners, in which the Charles River Branch Railroad Corporation employed two distinguished counsel, the Commissioners have ordered a bridge to be built over Washington street crossing. Your committee make no charge for their own personal services, but ask your allowance of the necessary expenses which have been incurred in the several days' trial which were had in the case, viz.:

Amounts paid by Blake, Ward & Co.:—

To W. I. Bowditch, for p'd by him to Wm. W. Clement for his services in taking act. of passengers on road, two men 2 days	$8 00
To A. H. Clapp, Constable, for expense summoning witnesses, &c.	5 26
For sundries, as per vouchers, being for expenses of obtaining remonstrances, &c.	8 50
Paid William Aspinwall, as advanced for fees to witnesses, &c.	20 00
Forty-one 76-100 dollars . .	$41 76

Also, to be paid:

To Wm. Whiting for professional services, advice, arguing before the County Commissioners, two hundred and fifty dollars	$250 00
To William Aspinwall, balance due him for expenses of summoning witnesses, &c., two 12-100 dols.	2 12

And the committee ask an appropriation from the town to pay the same.

For the Committee,

Brookline, March 8th, 1852. G. Baty Blake.

Voted, To accept the report. (File G, No. 2.)

Voted, To accept the Auditor's report. (File G, No. 3.)

Voted, To adopt the vote proposed by the Auditors to the consideration of the town. (See report, to wit: see file G, No. 3.)

Voted, That the Selectmen shall have power to increase the different appropriations made by the town by transferring from the appropriations for contingencies such sums as they may find necessary, and to direct the Treasurer to act accordingly.

Mr. James Bartlett presented and read the following report on Guide Boards and Posts.

REPORT.

According to the Laws of the Commonwealth the Selectmen submit the following report of places where guide-posts and boards are erected and maintained by the town, to wit:

There is a guide-post with a board thereon standing at the junction of Boylston with Washington street, directing to Brighton.

One at corner of Boylston and Heath streets, directing to Newton, Worcester and Dedham.

One at corner of Brighton street, directing to Brighton.

One at Boylston and Cross street, to Newton Upper Falls, Newton and Brighton.

One at Heath and Warren streets, directing to Newton, Dedham and Brighton.

One at Clyde and Warren streets, to Dedham and Brighton.

One at Clyde and Newton streets, to Brighton, Newton and Dedham.

One at Grove and Newton streets, to West Roxbury and Dedham.

One at Grove and South streets, to Brighton.

One at South and Newton streets, to Dedham, Newton and Brighton.

One at Warren and Cottage streets, to Dedham and Jamaica Plain (in Roxbury).

One at Warren and Walnut streets, to Jamaica Plain.

One at Washington and Harvard streets, to Brighton and Cambridge.

One at Sewell's avenue and Harvard street, to Cambridge and Cambridge Port.

There being fourteen and all in good condition.

All of which is respectfully submitted for the Selectmen by

JAMES BARTLETT,
Chairman.

BROOKLINE, March, 1852.

Voted, To accept the report on Guide Boards and Posts. (File G, No. 4.)

Mr. Moses Withington, Treasurer, then presented the following report:

REPORT.

RECEIPTS.

From the balance in the Treasury at the close of last year			$1,478 95
" William Aspinwall, for sale of town maps			3 00
" Sundry persons, dog licenses,			118 00
" A. Newell, the fine imposed upon Thomas O'Dea for keeping a dog without license			10 00
" State Treasury on ac't of paupers			41 06
" " " am't of School fund			75 46
" The Bank of Brighton, loan in anticipation of taxes	3000 00		
Less the interest	66 50		2,933 50
" Sundry persons, use of Town Hall			56 00
" St. Paul's Society for use of " " one year			92 50
" William I. Bowditch, guardian of Gideon Vinall, cash borrowed to defray the expenses of new road from Mill Dam to Washington street, as per vote of the town passed Dec. 16th, 1850			2,000 00
" Charles J. & George A. Taylor, cash borrowed to defray the expense of new road from Mill Dam to Washington street, as per vote of town passed Dec. 16th, 1850			3,000 00
" Charles B. Hall, Treasurer of the Commonwealth of Massachusetts, cash borrowed to defray the expense of new road from Mill Dam to Washington street, as per vote of the town passed Oct. 15th, 1851			6,000 00
" Sundry subscriptions for new road from Mill Dam to Washington street			2,625 00
" Thomas Dillon, for license to peddle			8 00
" Clark S. Bixby, proceeds of hay-scales			58 66
" A. W. & J. M. Seamans " "			56 30
" William Dearborn & James Bartlett, gravel			77 25
" Jesse Bird, two lots in the cemetery			50 00
" Interest on sundry taxes			22 99
" The whole amount of taxes assessed for the year 1851	$14,786 08		
Less the abatements	291 97		14,494 11
Whole amount of receipts from all sources			$33,200 78
Deduct payment to Bank, Brighton, for loans			3,000 00
			$30,200 78
Whole amount expended			28,653 14
Leaving a balance in the treasury of			$1,547 64

The Treasurer holds one note for the town for one thousand dollars ($1,000), given by Henry Crehore, dated Dec. 4th, 1851, payable in three years, with interest annually. Said note is secured by mortgage.

Respectfully submitted,

BROOKLINE, Feb'ry 25th, 1852. MOSES WITHINGTON, *Treasurer.*

Voted, To accept the Treasurer's Report. (File G, No. 5.)

G. F. Homer, Esq., presented and read the following report of the Committee on the lawsuits bro't against the town by Asa G. Sheldon and Charles Stearns, Sen'r:

REPORT.

The Committee of the town of Brookline on the suits of Asa G. Sheldon and of Charles Stearns against the town, report as follows:

The suit of Mr. Sheldon was brought in the Supreme Court of Middlesex County, and was to recover the sum of $12,891.62 under his written contract with the town for the construction of the new Mill Dam road, the further sum of $1,546 for damages caused by delay in the cut through land of Charles Stearns, and the sum of $1,425.76 for extra work, making an aggregate of fifteen thousand eight hundred and sixty-three dollars and thirty-eight cents ($15,863.38). This claim of Mr. Sheldon's, according to the admission of his counsel in his presence, was not made up from any calculations or surveys or reliable data, but was a mere jump, or, as we suppose, rather a run of luck. Your committee have examined these claims of Mr. Sheldon, and heard thereon the statements of the Committee on the Mill Dam Road, the engineers, and also of Mr. Sheldon and his counsel.

There appears to be due to Mr. Sheldon, under his contract with the town, the sum of $10,245.74. This was according to the survey of Mr. Thomas Doane, the engineer of the road, whose appointment was acquiesced in by Mr. Sheldon, and whose decision in the premises, according to the contract, is final. There has been paid to Mr. Sheldon by the Treasurer of the town, on account of this contract, the sum of $8,779.30; so that there remains a balance due Mr. Sheldon, according to Doane's survey, the sum of $1,466.44. Your committee met the claims of Mr. Sheldon in the spirit of compromise with liberality, as becomes the town of Brookline in settlements with its employees, and also in justice to its tax-paying citizens. After a careful examination of the several claims, your committee, with great readiness and entire harmony, resolved to offer to Mr. Sheldon, by way of compromise and without prejudice, the sum of $525.76 in addition to the balance due him on his contract, and this proposition was accordingly made in writing to Mr. Sheldon. Mr. Sheldon's counsel verbally stated to your committee that he would settle for $15,000, deducting payments, thus making the difference in the two propositions of $4,229.50. There seemed to us no probability of a compromise, and after much negotiation, said suit has been, under a rule of the Court, [submitted] to the arbitration of J. Thomas Stevenson and Waldo Higginson of Boston and Jesse Bird of Brookline, who were selected by us from a list of ten or twelve names furnished by Mr. Sheldon. The referees have not as yet assigned the time of hearing. Your committee have retained as counsel Mr. Edward D. Sohier, Esqr., of Brookline, and they recommend that the suit of Asa G. Sheldon against

the Inhabitants of Brookline, be resisted by the town to the extent of the law, and they further recommend a special appropriation of five hundred dollars to meet the expenses of the same.

Your committee would add that the town has been formally notified that Mr. Sheldon's claims against the town have been assigned to sundry persons, and trustee processes have also been served on the town, amounting in all to the sum of $3,240.71.

In the matter of the suit of Charles Stearns *vs.* the Inhabitants of Brookline, your committee make the following report:

This was a suit against the town, in the County of Norfolk, to recover for 1874.60 squares of gravel, at 4s. per square,	$1,249 33
Timber used in	5 00
One half of Surveyor's bill	25 00
Making a total of	$1,279 33

With interest thereon.

This bill was never presented by Mr. Stearns to the Committee on the Mill Dam Road. There was no question as to the prices of the gravel, and the matter in controversy did not much exceed $200. Your committee, after a careful examination of the same on two several occasions, and afterwards hearing the statements of the committee on the road, and of Mr. Charles Stearns, Jr., and also of the engineers of the road and the engineer employed by Mr. Stearns, were constrained, by various considerations, to allow Mr. Stearns a part of this difference as justly due to him. The balance remaining, and which might be deemed a fair subject of defence, was so trifling that we did not consider it worth while for this committee to spend any more time in examining with precision the accuracy of mathematical culculations and measurements. And we thought it not to be for the interests of the town to contest the same in a suit at law. Your committee accordingly resolved unanimously, inasmuch as Mr. Stearns declined a compromise, to settle the suit of Mr. Stearns against the town debt at cost, and the same has been paid by the Town Treasurer, amounting in all to the sum of thirteen hundred and sixteen $\frac{37}{100}$ of dollars ($1316.37). This decision does not by any means impair the accuracy of the survey of the engineer of the road, nor does it admit the justice of the entire claim of Mr. Stearns.

In conclusion, at the request of Mr. Jesse Bird, your committee suggest the propriety of the town's releasing him from further services on this committee, inasmuch as he has accepted the duty of arbitrator in the case of Sheldon.

G. F. Homer,
Sam'l Philbrick,
J. Davenport,
James Robinson,
Jesse Bird,
Committee.

Brookline, March 1st, 1852.

Voted, To accept the report. (File G, No. 6.)

Voted, That Mr. Jesse Bird be released from serving on the committee to whom was entrusted the prosecution of the Sheldon suit and the suit of Mr. Stearns, he having accepted the appointment of referee.

George Griggs, Esq., from the committee on building the new county road from Washington street to end of the Mill Dam, presented the following report:

REPORT.

The committee for building the new road from Washington street to the end of the Mill Dam, ask leave to report progress. At the time of their report to the town on the 15th of October last they expected to be able to complete the road, settle the bills, and make a final report at this meeting. They then submitted an estimate of the amount of and the town authorized its Treasurer to borrow money to meet those estimates. They have settled all the bills against the road known to exist excepting those of two individuals: Asa G. Sheldon and Charles Stearns. They have paid, on account, a large amount to Sheldon, as will appear by the account annexed, but were unable to agree with him for the balance of his claim upon terms of what they thought due from the town to him, and he always refused to settle upon the terms which the committee offered. They have paid no part of the bill due to Mr. Stearns, being unable to agree with him as to the amount to which he was entitled, and he declined to receive any part of his claim unless the whole was paid. Upon these two accounts actions were brought against the town, and this committee referred them to the town at a meeting held to decide what action the town would take respecting these claims, by whom a special committee was appointed, and whose report will be submitted as to their doings in the premises. The committee believe the road complete with the exception of putting about a hundred squares of gravel on the road across the marsh, filling in the Stearns' meadow to bring the road up to the grade ordered by the County Commissioners, which has settled since the last report, removing the earth where it has slid into the gutter from slopes in the sides of some of the cuts, placing some structure at the bridge on the marsh to prevent the washing away of the bank and wood at the bridge. These, with some slight repairs which may be rendered necessary by washing or otherwise, will probably cost five hundred dollars. The committee would earnestly recommend to the proprietors of land abutting on the new road, both of the part built under the direction of the Selectmen and the part built under their own direction, that, where it has not already been done, trees should be set out this spring on both sides of the road from the end of the Mill Dam to the line of the town of Brighton, as they serve both as a grateful shade to man and beast who have occasion to travel the road during the heat of summer, and objects of ornament to the way and beauty to the taste at all seasons of the year. And though all who may [act] on this recommendation of the committee, and place ornamental and shade trees by the wayside, may not themselves live to enjoy a walk or drive along this

broad avenue when the trees which they have planted shall have spread their leafy branches o'er the traveler's head, yet they may take to themselves the happy reflection that a grateful posterity will owe to them also a part of the grateful honour, thanks and blessings with which this committee and the friends of the road have been so liberally and even profusely overwhelmed by our intelligent, publick-spirited and appreciating community.

The amount of money received and expended thus far will appear by the following account:

RECEIPTS.

On town note, as per report of the Auditing Committee		$11,000 00
Subscriptions of the Boston & Roxbury Mill Dam Company		2,000 —
Individual subscriptions, viz.: Wm. Amory, $200; Augustus Aspinwall, William L. Beal, David S. Coolidge, William J. Griggs, Henry Lee, Jr., J. Lee's est., and Moses Withington, $100 each; George Babcock, George E. Bogman, Timothy Corey, James Dana, Harrison Fay, Samuel Larnard, Daniel Sanderson and M. C. Warren, $50 each, and Harrison Bird $25—in all		1,325 —
		$14,325 00

EXPENDITURES.

Paid Asa G. Sheldon, as per Auditors' report		8,779 30
Charles Stearns, for gravel and trees and expenses of his claim therefor, paid by special committee appointed to settle with him (see Auditors' report)		1,316 37
E. M. Abbott, for fencing materials, building fence, &c.		1,430 00
To J. Doane, for engineering		325 00
" David Sears, for gravel		321 20
W. R. Lawrence, for earth for filling across marsh		300 00
Boston & Worcester R. R. Co., for sign at crossing and stone posts		206 55
Calvin Smith, for grading and materials for road		195 46
Luther Drew, for building bridge over marsh, &c.		185 00
John McMahan, casting and labor		28 00
William O'Donnell, for stones for monuments		12 55
Sundry small bills, viz.: Ostrander & Schoppe, for dinners on the day the Commissioners located the road	$3 00	
Ezra Sampson	2 00	
For printed proposals	1 50	
" posting proposals	2 00	
" Thomas Griggs, labor setting monuments	2 07	10 57
Total expenditures		$13,110 00
Balance		$1,215 00

GEORGE GRIGGS,

BROOKLINE, March 8th, 1852. *Chairman Committee.*

Voted, To accept the report. (File G, No. 7.)

Mr. David S. Coolidge presented the report of the Committee on School Houses appointed October 15th, 1851, as follows:

REPORT.

The committee appointed under the foregoing vote of the town (see p. 374) respectfully report:

First. The committee are requested to select sites for two new school-houses, the one to be located on Harvard street not far from School street, the other somewhere near the corner of Warren and Clyde streets. The committee state that they cannot obtain any suitable sites for school houses at the points named.

Second. The committee are required to obtain [terms] on which the school house and lot on Heath street can be sold, but being unable to obtain a new site in this section of the town, the committee have made no attempts to obtain terms for the sale of the present house and lot.

Third, Your committee are not prepared with any plans or estimates, but having deliberated on the subject in concert with the School Committee, they are of opinion that a suitable building could be erected on the town's land at an expense not exceeding ten thousand dollars ($10,000). In order to bring the subject before the town in a definite form, the committee submit for consideration the following resolves:

Voted, That a Building Committee of five be appointed to erect, on the town's land on School street, a school house according to such plans as they may adopt, at an expense not exceeding ten thousand dollars, within such time as they think the interest of the town requires, and that they appropriate not less than one acre for the school-house lot.

Voted, That the Treasurer of the town be authorized to borrow the sum of ten thousand dollars, in such sums and at such times as said committee may require for building said house.

D. S. Coolidge,
Wm. Dwight,
Abijah W. Goddard,
G. F. Homer,
Committee.

Voted, To accept the report. (File G, No. 8.)

Voted, That the resolves of the Committee on School Houses be laid on the table. (For resolves see pp. [above].)

Voted, That the report of the School Committee, which had been printed and distributed to the inhabitants, be accepted. (File G, No. 9.)

The meeting then proceeded to the choice of Selectmen by ballot. The whole number of ballots for Selectmen was one hundred and twenty-three (123). Necessary to a choice, sixty-two.

Jerathmael Davenport had one hundred and twelve,
William Dearborn " one hundred and four,
David S. Coolidge " eighty-seven, and they were chosen Selectmen for the ensuing year.

Voted, To choose three Assessors.

The whole number of ballots was one hundred and nine (109). Necessary to a choice, fifty-five (55).

W. I. Bowditch had one hundred and two,
A. H. Newell " one hundred and one,
W. A. Humphrey " one hundred and six, and they were chosen Assessors.

Voted, That the Selectmen be Overseers of the Poor.

Voted, To proceed to the choice of Town Treasurer.

The whole number of ballots was one hundred and forty-one. Necessary to a choice, seventy-one.

D. S. Coolidge had one.
Elijah Hersey " three.
Artemas Newell " twenty-four.
J. Davenport " twenty-eight.
Moses Withington " eighty-five, and was chosen Treasurer.

Voted, That the Treasurer be Collector of Taxes.

Voted, To choose a School Committee of five.

Whole number of ballots was one hundred and eight.

Rev. W. H. Shailer had sixty-one,
Mr. Samuel Eliot " eighty-four,
Col. J. K. F. Mansfield " ninety-three,
Mr. William Dwight, " ninety-two,
Mr. J. A. Bird " fifty-seven, and they were chosen School Committee.

Voted, To have four Constables for the ensuing year.

Whole number of ballots was one hundred and thirty-four.

Augustus Allen had one hundred and seventeen,
H. M. Sanborn " one hundred and thirty-four,
Franklin Tukey " one hundred and eighty-one,
Elisha Stone " one hundred and ninety-three, and they were chosen Constables.

Voted, To choose three Surveyors of Highways by ballot.

Whole number of ballots was sixty-seven.

Chas. Stearns, Jr., had thirty-nine,

William Dearborn " forty-one,

Abijah W. Goddard " forty-one, and they were chosen Surveyors of Highways.

The Fourth Article was taken up, and the polls were opened to receive the ballots for County Treasurer. The polls being closed, the whole number of ballots was one hundred and twenty-one.

A. H. Clapp had three.

Elbridge G. Robinson " twenty-seven.

George Ellis " ninety-one.

Voted, Not to choose Tythingman.

Voted, To choose ten Field Drivers.

Timothy Corey, Chas. P. Trowbridge, F. Henry Corey, T. B. Griggs, John W. Warren, D. Augustus Griggs, George Hersey, Henry A. Mellen, Samuel Clark, Chas. D. Head—Field Drivers.

Clark L. Haynes, Chas. G. Colbath, were chosen Fence Viewers.

John F. Edwards, Elisha Stone, were chosen Surveyors of Lumber and Measurers of Wood and Bark.

Voted, Not to choose Sealer of Leather.

Augustus Allen, B. F. Baker, J. Anson Guild, were chosen Fire Wards.

Chas. D. Head, W. I. Bowditch, C. W. Scudder, were chosen Auditors.

Charles Smith was chosen Pound Keeper.

Charles Stearns, Jr., North District; W. A. Humphrey, Middle District; Samuel Hills, South District, were chosen Prudential School Committee.

Jesse Bird, Marshal Stearns, Samuel Philbrick, were chosen Cemetery Committee.

Clark L. Haynes was chosen Prudential School Committee for Intermediate and High Schools.

In voting for all officers chosen by ballot the check-list was used.

Voted, That when this meeting adjourn it be to Monday, the 22 inst., at 3 o'clock P. M.

On motion of Mr. Wm. Dwight, it was—

Voted, That at all town meetings for the choice of town or county officers, such as are chosen by ballot shall hereafter be voted for on one ticket. (File G, No. 10.)

Adjourned.

Attest: B. F. BAKER,
Town Clerk.

The Town Clerk, on the evening of the eighth day of March, 1852, in conformity with the law of the Commonwealth, made out his warrant and delivered the same to Constable Franklin Tukey, requiring him to summon all officers chosen to appear before the Town Clerk within seven days and be sworn to their respective offices (where an oath is required by law) or to signify their acceptance or refusal of the office to which they were respectively chosen—and is on File G, No. 11.

Attest: B. F. BAKER,
Town Clerk.

NORFOLK, ss. BROOKLINE.

Then personally appeared the undermentioned persons and were sworn before me at the times set against their names, or signified their refusal or acceptance of the offices to which they had severally been chosen.

B. F. BAKER,
Town Clerk.

8 of March, 1852. Franklin Tukey sworn as Constable.
9 " " Hugh M. Sanborn " " "
10 " " J. K. F. Mansfield ac'pt School Committee.
" " " J. F. Edwards sworn Surveyor of Lumber and Measurer of Wood and Bark.
" " " J. W. Warren sworn Field Driver.
" " " Jesse Bird declined Cemetery Committee.
" " " W. A. Humphrey " Prudential School Committee, Middle District.
" " " Marshall Stearns declined Cemetery Committee.
11 " " Geor. E. Hersey sworn Field Driver.
13 " " Augustus Allen accept Fire Ward and sworn as Constable.
" " " B. F. Baker accept Fire Ward.
" " " J. Anson Guild " " "
13 " " Moses Withington sworn Treasurer and Collector.
" " " C. P. Trowbridge " Field Driver.
" " " D. Augustus Griggs " " "
" " " Henry A. Mellen " " "
" " " Clark L. Haynes " Fence Viewer, accepted Prudential S. Committee for the High School and Intermediate School.
9 " " William Dwight declined School Committee.
15 " " J. A. Bird accepted " "
16 " " Samuel Eliot " " "

NORFOLK, ss. BROOKLINE.

Then personally appeared the undermentioned persons and were sworn before me, or signified their acceptance or refusal of the offices to which they were chosen, at the time set against their names.

B. F. BAKER,
Town Clerk.

15 March, 1852. Chas. D. Head accepted Auditor.
" " " Chas. W. Scudder " "
" " " F. Henry Corey declined Field Driver.
19 " " Samuel Hills accepted Prudential Sc'l Committee for South District.
22 " " Elisha Stone sworn as Constable, Surveyor Lumber and Measurer Wood and Bark.
20 " " W. H. Shailer declined School Committee.
22 " " Andrew H. Newell sworn Assessor.

ADJOURNED ANNUAL MEETING, MARCH 22, 1852.

Pursuant to adjournment on the eighth day of March, the inhabitants of the town met in the Town Hall on Monday, the twenty-second day of March, in the year of our Lord one thousand eight hundred and fifty-two, at three o'clock in the afternoon.

The Moderator called the meeting to order, and read a list of the officers that had not qualified themselves or who had declined serving. The following-named officers, who had not been qualified, then came forward and were sworn to discharge the duties of their several offices by the Moderator, Geor. F. Homer, Esq. :

Jerathmael Davenport, William Dearborn, David S. Coolidge, were sworn as Selectmen for the year ensuing.

W. I. Bowditch and Willard A. Humphrey were sworn as Assessors for the ensuing year.

Chas. Stearns, Jr., and William Dearborn were sworn as Surveyors of Highways for the ensuing year.

Voted, To choose three Cemetery Committee in place of Jesse Bird, Marshall Stearns, and Samuel Philbrick, Esq., resigned.

Samuel Clark, H. M. Sanborn, Dr. Samuel Shurtleff, were chosen Cemetery Committee.

Voted, To ballot for two School Committee (to fill the places made vacant in the board by the declining to serve of Messrs. Rev. William H. Shailer and William Dwight, Esq.) at 20 minutes past three o'clock.

Hugh M. Sanborn was chosen Pound Keeper (in place of Charles Smith, declined,) and was sworn by the Town Clerk to the discharge of the duties of that office.

The ballots for School Committee being called for, the whole number of ballots was thirty-six. Necessary to a choice, nineteen.

Moses B. Williams had thirty-two (32),

G. F. Homer " thirty-four, and they were chosen, and accepted the trust.

Mr. Jesse Bird was chosen Highway Surveyor (in place of A. W. Goddard, declined,) and was sworn to the discharge of the duties of that office by the Moderator.

John W. Warren was chosen Prudential School Committee (in place of W. A. Humphrey, resigned,) for the Middle District, and accepted the trust.

On motion of Mr. James M. Howe, the following vote of thanks was unanimously passed to Mr. James Bartlett:

Voted, That the thanks of the town of Brookline be presented to James Bartlett, Esq., for the able, faithful, and impartial manner in which he has performed the duties of Chairman of the Selectmen of the town for several years past.

Voted, That the Town Clerk transmit a copy of the vote to Mr. James Bartlett.

Voted, To take up the Fifth Article in the warrant.

Voted, That the following appropriations be made for the ensuing year, to wit:

For the support of the poor	$1,200 00
" " " schools	4,100 00
books of reference for schools	25 00
support of highways	1,300 00
making roads by Town House, widening School street, and land damages	500 00
making and fencing new county road west from Washington street	20 00
making extension of same road to Mill Dam	800 00
expense of defending lawsuit bro't by Asa G. Sheldon	500 00
County tax	4,500 00
Fire Department	500 00
rewards for the arrest of incendiaries, none	
collecting taxes	150 00
abatement of taxes	250 00
town officers	800 00
repairs of public buildings	200 00
extinction of town debt	2,163 76
interest on town debt	840 00
Cemetery C.	50 00
contingencies	900 00
to pay the expenses incurred by the Committee on R. R. Crossing at Grade in Town of Brookline	293 88
damage done Thomas Seaverns by removing the earth and gravel adjoining his land (see report of D. Sanderson, recorded on [399] p.)	60 00
	$19,152 64

Voted, on motion of Mr. William Aspinwall, That the monies appropriated by the town for various purposes, including the appropriations for the purpose of making and repairing highways and town ways, be assessed, after deducting the balance in the Treasury and the probable receipts for the ensuing year, amounting by the Auditors' report to the sum of $2,200.76, upon the polls and estates, real and personal, of the inhabitants resident and non-resident of the town, and collected as the town charges are usually assessed and collected.

Voted, That the Treasurer be authorized to borrow the sum of three thousand dollars ($3,000.00) in anticipation of taxes to be raised and received.

The Resolves and Votes of the Committee on School Houses were taken up and adopted. (See pp. [391].)

Voted, That a Building Committee of five be appointed to erect, on the town's land on School street, a school-house according to such plan as they may adopt, at an expense not exceeding ten thousand dollars, within such time as they think the interests of the town require, and that they appropriate not less than one acre of land for the school-house lot.

Voted, That Messrs. Harrison Fay, J. K. F. Mansfield, Chas. Heath, William Dearborn, Bela Stoddard, be a Building Committee to attend to that duty.

Voted, That the Treasurer of the town be authorized to borrow the sum of ten thousand dollars in such sums and at such times as said committee may require for building said house.

On motion of George Griggs, Esqr., it was—

Voted, That any claim which may be made by the guardian of any child of George Aspinwall, deceased, on George Griggs, administrator with the will annexed of Thomas Aspinwall, deceased, for money paid by him to William C. Aspinwall and [by] said William paid into the town treasury for his support, be referred to the Selectmen, with authority to pay the same from the contingent fund of the town.

Voted, To indefinitely postpone the introduction of music into the schools of the town.

Voted, To add to the contingent fund the further sum of fifty dollars ($50), and that Ditson's bill for piano be paid therefrom, thus making the contingent fund $900.00. (See appropriations, p. [397].)

Mr. Daniel Sanderson presented the following report:

REPORT.

The committee appointed in June last by the town, for the purpose of investigating the claims of Thomas Seaverns, in relation to damages done to his land in consequence of the removal of gravel and change of grade in the new way or street laid out from Washington street to Mechanic place, report that, in our opinion, Mr. Seaverns is entitled to further compensation in addition to the award of the Selectmen, however just and proper that award may have been at the time it was made. Since that time the grade has been very much altered, so that the bank on the land next to Mr. Seaverns has fallen down, and the fence has also fallen with it. It would also be difficult to construct a convenient passageway from Mechanic place to the house and stable of Mr. Seaverns without removing a large quantity of the gravel that still remains. In view of all the facts in the case, your committee recommend that the town appropriate the sum of sixty dollars ($60) as a further compensation in addition to the award made by the Selectmen.

File G, No. 12, DANIEL SANDERSON,
For the Committee.

Voted, To accept the report and appropriate the sum of $60, as recommended. (See appropriations, on [397] p.)

Voted, To dissolve this meeting.

Dissolved.

Attest: B. F. BAKER,
Town Clerk of Brookline.

SPECIAL MEETING, APRIL 5TH, 1852.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. BROOKLINE.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of said town, qualified to vote in elections, to bring in their votes to the Selectmen, at the Town Hall in said town, for one Special Commissioner, to fill the vacancy occasioned by the resignation of Timothy P. Whitney, one of the Special Commissioners of said County, for the remainder of the term for which the said Timothy P. Whitney was elected, on Monday, the fifth day of April next, at three o'clock in the afternoon, at which time and place the polls will be opened.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this twenty-second of March, in the year of our Lord one thousand eight hundred and fifty-two.

J. DAVENPORT,
WILLIAM DEARBORN,
DAVID S. COOLIDGE,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, March 30th, 1852.

By virtue of this warrant, I have notified each voter to meet at the within-named place, by leaving a printed copy of this warrant at his place of residence. (File G, No. 13.)

FRANKLIN TUKEY,
Constable of Brookline.

Pursuant to the foregoing notice, the meeting was called to order at three o'clock and ten minutes, by Jerathmael

Davenport, Esq., Chairman of the Selectmen, and the polls were declared open for the reception of ballots for Special Commissioner.

The polls being declared closed after having been kept open two hours, the whole number of ballots cast was twelve (12).

John A. Gould of Walpole had eight (8).
Henry Hobart of Foxboro " four (4).

J. Davenport,
William Dearborn,
David S. Coolidge,
Selectmen of Brookline.

Voted, To dissolve.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, MAY 3, A. D. 1852.

WARRANT.

Commonwealth of Massachusetts.

Norfolk, ss. Brookline.

To the Constables of the Town of Brookline,

Greeting:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of said town, qualified to vote in elections, to bring in their votes to the Selectmen, at the Town Hall in said town, for one Special Commissioner, to fill the vacancy occasioned by the resignation of Timothy P. Whitney, one of the Special Commissioners of said County, for the remainder of the term for which the said Timothy P. Whitney was elected, on Monday,

the third day of May next, at three o'clock in the afternoon, at which time and place the polls will be opened; the election held on the fifth day of April, A. D. 1852, for said purpose, having resulted in no choice.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this twenty-second day of April, in the year of our Lord one thousand eight hundred and fifty-two.

J. Davenport,
William Dearborn,
David S. Coolidge,
Selectmen of Brookline.

Norfolk, ss. Brookline, May 3d, 1852.

Pursuant to the within warrant, I have notified the inhabitants of the town of Brookline within described, to meet at the time and place and for the purposes within mentioned, by leaving a printed notice at their dwellings in said Brookline. (File G, No. 14.)

Elisha Stone,
Constable of Brookline.

Pursuant to the foregoing notice, the meeting was opened at three o'clock by J. Davenport, Chairman of the Selectmen, and the polls declared opened for Special Commissioner.

The polls having remained open two hours, they were declared closed, when the whole number of ballots was found to be eight.

John A. Gould of Walpole had seven (7).

E. L. Keyes of Dedham had one (1).

J. Davenport,
William Dearborn,
David S. Coolidge,
Selectmen of Brookline.

Voted, To dissolve.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, MAY 20, 1852.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. BROOKLINE.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said town, qualified to vote in elections, to meet at the Town Hall in said town, on Thursday, the twentieth day of May, in the year one thousand eight hundred and fifty-two, at four o'clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To see if the town will authorize the Treasurer to borrow money and give the note of the town for the amount due to Asa G. Sheldon for the construction of the new road from the end of the Mill Dam to Washington street.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting. Given under our hands and seals at Brookline, this twelfth day of May, in the year one thousand eight hundred and fifty-two.

J. DAVENPORT,
WILLIAM DEARBORN,
DAVID S. COOLIDGE,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, May 18th, 1852.

Pursuant to the foregoing warrant, I have notified the inhabitants of the town of Brookline herein described, to meet at the time and place and for the purposes within mentioned, by leaving a printed notice at the dwellings of the same.

(File G, 15.)

ELISHA STONE,
Constable of Brookline.

Pursuant to the foregoing notice, the meeting was called to order by J. Davenport, Esq., Chairman of the Selectmen, who read the warrant and return thereon, and, the Town Clerk not being present, requested the qualified voters present to bring in their written ballots for a Clerk *pro tempore*, which was accordingly done, and George F. Homer was declared to be duly elected Clerk *pro tem.*, and was duly qualified by taking the oath required by law, before Dr. S. A. Shurtleff, a Justice of the Peace.

James Robinson was then, said Clerk presiding, unanimously chosen Moderator of the meeting.

The Second Article in the warrant being taken up, George F. Homer, Chairman of the Committee on Sheldon suit, made the following report, which was accepted:

REPORT.

The committee on the subject of the suit of Asa G. Sheldon *vs.* the Inhabitants of Brookline, respectfully report: That on the twenty-seventh day of April the referees awarded, as due from the town of Brookline to said Sheldon, the sum of thirty-four hundred and ninety-five dollars and seventy-two cents ($3495.72), with interest thereon from October 15th last, and that the costs should be paid by the town, who are to be allowed one-third thereof by Sheldon on the final settlement. These costs are as follows:

Referees' fees	$150 00
Plaintiff's cost, witnesses, &c.	69 41
Harris & Doane, re-survey by order of the Referees	44 00
Court'g room, copies, &c.	17 00
Omnibus for Referees	3 00
Total	$283 41

—which has been paid by your committee, and one-third thereof, viz., ninety-four dollars and forty-seven cents, is to be deducted from the above mentioned sum awarded, as due from the town of Brookline to Asa G. Sheldon. Your committee were instructed by the town to resist the claim of Mr. Sheldon, and the sum of five hundred dollars was appropriated to aid them in defending this suit. They have expended for this object the sum of one hundred and seventy-nine 75-100 dollars ($179.75) for counsel fees, the assistance of the engineer, and for sundry expenses, so that the appropriation is more than sufficient to pay all the expenses of the litigation—leaving a balance in the town treasury of thirty-six 84-100 dols. ($36.84). Your committee are not aware of any outstanding bills in this case, although there may be some trifling charges to be adjusted hereafter.

There is no term at present, in Middlesex County, of the Supreme Judicial Court; the next term thereof being holden on the 19th day of October next. The award has been opened and filed in Court, and the amount due to Mr. Sheldon thereunder can be safely paid now, which your committee recommend to be done at once. On the 22nd day of May, inst., being Saturday of the present week, the amount due Sheldon under the award, with interest from October 15th, 1851, will be three thousand six hundred and twenty-two dols. and 14-100($3,622.14); from which sum is to be deducted one-third part of the costs, viz., $94.47; leaving a balance to be paid Sheldon of thirty-five hundred and twenty-seven 67-100 dollars ($3,527.67).

Your committee, on the general subject of this suit, would add that although the award in favor of Sheldon was more than, in their opinion, was justly his due, yet they consider the result, on the whole, favorable to the town, and very much more reasonable than the verdict of a Middlesex jury. Sheldon claimed of the town over $10,000.00, and his lowest offer of settlement was over $6,200.00, which the result of this abitration reduced more than $2,300.00.

All of which is respectfully submitted.

G. F. Homer,
Sam'l Philbrick,
J. Davenport,
James Robinson,
Committee.

Brookline, May 20th, 1852.
(File G, 16.)

The following votes were then unanimously adopted:

Voted, That the town hereby accept the award of the Referees in the case of Asa G. Sheldon *vs.* the Town, now pending in the Supreme Judicial Court for the County of Middlesex, and do appropriate a sum of money sufficient to pay the sum due to said Sheldon under the same.

Voted, That for this purpose the Treasurer of the town is authorized to borrow a sum not exceeding thirty-five hundred dollars, and that he give the promissory note of the town therefor, payable at such time, not exceeding five years, as may be agreed upon, with interest not exceeding six per cent per annum, payable semi-annually.

Voted, That this meeting be dissolved.

Attest: GEO. F. HOMER,
Town Clerk pro tem.

List of Soldiers in Brookline, taken May, 1852.

Francis Caverly
Charles White
John Gustin
Albert Clark
Edward D. Sohier
Levi Barnard
William Stearns
David Sears, Jr.
Maturin Ballou
Chas. W. Cottin
Thomas B. Hall
Samuel Lyford
Amos A. Lawrence
Cyrus Hayes
Isaac Dearborn
David S. Coolidge
Francis H. Coolidge
Charles Sim
David H. Daniels
Simeon Taylor
Ginery Twitchell
Crighton Ruggles
Cyrus W. Ruggles
Alfred Kenrick, Jr.
David T. Kenrick
Chas. L. Palmer
James Morse
Chas. Snicle
George Prouty
Moses Corson
Alex. H. Clapp
Clark S. Bixby
Abijah C. Stone
Nathaniel W. Brackett
Alvin A. Rice
Charles Brackett
J. Anson Guild
George W. Butters
Andrew McKenney
—— Dwight
Sylvester Kimball
Thomas Edgar
Wm. K. Melcher
Royal Woodward
Augustus Allen
John Aspinwall
Joseph Ferguson
Ferdinand Delis Denere
Charles F. Foster

Henry Coburn
James W. Coolidge
Charles Whittemore
Andrew J. Harrington
William J. Griggs
Moses Day
Charles Coolidge
James Hobbs
William T. Bramhall
Richard McDonald
Robert Littell
Edward S. Dane
Benj. F. Dane
William Aspinwall
William Perry
Asbury Longley
Oliver Cousens
Edwin Field
Charles Caldwell
Caleb W. Johnson
George A. Holland
Horace James
William E. Eloot
Allen Pierce
John H. Webber
Amos Snow
F. F. Pratt
Isaac H. Porter
Hamlet Wood
James Woodworth
Henry Hitchcock
Martin Williams
Josiah M. Russell
Elijah C. Emerson
George E. Carlton
George W. Minns
George W. Patten
S. Augustus Thayer
Robert S. Davis
Elisha Jacobs
Augustus W. Seamans
Charles W. Tolman
George B. Blake
Gardner H. Rathorn
George W. Atkinson
Stephen Allen
Phillip Allen
Moses Withington
Thomas H. Bacon

B. F. Baker
George F. Homer
Daniel H. Rogers
Charles Burrill
Charles W. Scudder
John N. Turner
William A. Ladd
William I. Bowditch
William O. Churchill
T. Henry Perkins
William H. Jameson
Thomas Seaverns
George Stoddard
Oliver Whyte
Edward R. Seccomb
D. Augustus Griggs
Isaac Taylor
Henry A. Mellen
F. Henry Corey
Jeremiah Shuff
Daniel Shuff
Timothy Corey
Calvin D. Crawford
Daniel Hall
George T. Bartlett
James Robinson
Samuel A. Robinson
Thomas B. Griggs
Willard Jackson
Stephen Foss
Theophilus P. Chandler
Thomas Lee
Alex. C. Studley
Jotham C. Sanborn
Ransom N. Weld
Colin Baker
Albert W. Smith
Benj. W. Hobart
Charles P. Trowbridge
Alverda Mason
Joseph B. Smead
Franklin Tukey
James Sinclare
Wilder H. C. Dorain
John Harris
Peter W. Pierce
Harvey James
Benj. F. Stephenson
Chas. Smith

Ephraim Church
William W. Clement
Thos. S. Pettingale
George S. Cushing
George Tyler
Charles Pope
William Pope
John F. Edwards
Howard Edwards
George N. Dana
Edw. A. Dana
Charles B. Dana
Fredr'k J. Williams
Horatio Leavitt
Thomas H. Leavitt
Edward C. Wilson
Elijah Hersey
Samuel G. Glover
James W. Merriam
William F. Lawrence
George E. Hersey
Nathaniel Lyford
George A. Gardner
Oliver B. Delano
Samuel B. Little
Joseph T. Little
Jonathan D. Long
Howard S. Williams
Hezekiah Shailer
John A. Bird
Alfred Winsor
Henry W. Carr
Emerson Leland
James M. Richardson
George P. Richardson
Abraham H. Lambert
George Griggs
Charles D. Head
Benjamin Leeds
Benjamin Leeds, Jr.
George J. Perry
John Bartlett
John W. Blanchard
Thomas B. Cowan
Stephen Smith

Josiah Bacon
Andrew H. Newell
Moses Stone
Chas. O. Howe
Benj. F. Gerry
Aaron Whitney
Geo. R. Phelps
P. T. Gillett
Hugh M. Sanborn
Ansel Waterman
John Reynolds
George Hancock
Francis K. Fisher
John Jackman
John H. Henshaw
William Macomb
Solomon Severry
Joseph L. White
William White
Cyrus Thompson
Daniel S. Sanderson
Willard A. Humphrey
John H. Shumaker
Ira T. Bean
David B. Humphrey
Eliphalet Farnum
Willard J. Humphrey
Thaddeus J. Townsend
Abel B. Milliken
William P. Atkinson
Henry Whitney
Joshua B. Clark
Thomas Parsons
Henry Weeks
Samuel Eliot
Everett Colburn
James Houghton
Edward Berry
Wm. F. Weld
Seth Anderson
Edward Atkinson
James S. Young
William Wharton
John L. Sheriff
John E. Sanborn

Eli D. Sanderson
George Penniman
Simon Warren
John W. Warren
Eben W. Reed
Nathiel Winter
Elisha T. Penniman
Wm. Bird
Clark L. Haynes
A. L. Cutler
Daniel S. Kendall
Albert A. Cobb
John Colby
Wm. B. Dean
Charles Warren
William B. Town
Eben Wright
William H. Slocum
Moses B. Williams
John Gilman
Lafayette Thayer
Benjamin F. Kendall
Samuel Clark
Benjamin W. Clark
George J. Fisher
Nathaniel G. Chapin
George Bacon
James M. Howe
George Hill
John H. Trowbridge
Alvin Loker
Chas. E. Eliott
William J. Hyde
Samuel D. Hill
Hiram R. Bean
George White
John Townsend
Nathaniel P. Johnson
Simon W. Clifford
Caleb Craft, Jr.
Geo. W. Goodnough
Xanthus Goodnough
Chas. G. Colbath
George Crafts
Charles Craft

(File G, 17.) Recorded and returned Total, 282

List of Soldiers in Brookline, taken May, 1852, by the Assessors, according to law.

WM. I. BOWDITCH,
Chairman of the Assessors.

Recorded and returned June 14th, 1852.

B. F. BAKER, *Town Clerk.*

BROOKLINE, August 31st, 1852.

Whereas, Benjamin F. Baker, Town Clerk of Brookline, duly elected at the annual meeting of the inhabitants of said town, on the eighth day of March, in the year one thousand eight hundred and fifty-two, is now absent from said town, and is thereby prevented from performing the duties of said office, we, the Selectmen of said Brookline, do hereby appoint George F. Homer of said Brookline to be Town Clerk *pro tempore* during such absence of said Baker, to do and perform all the duties of said office.

Witness our hands and seals, this thirty-first day of August, in the year one thousand eight hundred and fifty-two.

J. DAVENPORT. [L.S.]
WILLIAM DEARBORN. [L.S.]
D. S. COOLIDGE. [L.S.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. 31st August, 1852.

Then personally appeared Geo. F. Homer and made oath that he would faithfully perform and discharge the duties incumbent on him as Clerk of the town of Brookline during the absence of B. F. Baker. (File G, 18.)

SPECIAL MEETING, OCTOBER 14, 1852.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss. BROOKLINE.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said town, qualified to vote in elections, to meet at the Town Hall in said town, on Thursday, the fourteenth day of October, in the year one thousand eight hundred and fifty-two, at three o'clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To act upon a letter received from the Hon. Samuel P. Loud, in relation to a *certiorari* prayed for by Boston & Worcester Railroad Corporation against the County Commissioners, for the purpose of com-

pelling the County of Norfolk or the town of Brookline to erect a bridge over that portion of the new county road called Beacon street, which now crosses the Worcester Railroad upon a level therewith.

Third, To see if the town will remunerate Charles Stearns for damage to his land not taken by the Commissioners in building the new road.

Fourth, To choose two persons to fill the vacancies in the Cemetery Committee.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting. Given under our hands and seals at Brookline, this fourth day of October, in the year one thousand eight hundred and fifty-two.

J. Davenport,
William Dearborn,
D. S. Coolidge,
Selectmen of Brookline.

Norfolk, ss. Brookline, October 8th, A. D. 1852.

Pursuant to the foregoing warrant, I have notified the within-named persons to appear at the time and place for the purposes within mentioned, by leaving a printed notice at the dwelling house of the same.

(File G, 19.) Elisha Stone,
Constable of Brookline.

In pursuance of the foregoing warrant, the inhabitants met at the Town Hall on Thursday, October the fourteenth, at three o'clock in the afternoon, and were called to order by the Town Clerk at ten minutes past three o'clock, who then read the warrant and return.

G. F. Homer, Esq., was then chosen Moderator.

The Second Article in the warrant was then taken up, and the following action had upon it:

Voted, To choose a committee of three to consider and act upon the subject, with power to employ counsel and do as in their judgment the interests of the town demand.

Voted, That G. F. Homer, William Aspinwall and Samuel Philbrick be such committee.

Voted, That the Third Article be indefinitely postponed.

Article Fourth was taken up, and it was —

Voted, To fill the vacancies in the Cemetery Committee by ballot,

—which resulted in the choice of Jesse Bird and Samuel Philbrick, Esqrs. The whole number of ballots was thirteen. Jesse Bird had 13, Samuel Philbrick had 12, and were delared elected, and they accepted the trust.

Voted, To adjourn *sine die*.

Adjourned.

Attest: B. F. BAKER,
Town Clerk.

NOVEMBER ELECTION OF PRESIDENTIAL ELECTORS, NOV. 2, A. D. 1852.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Tuesday, the second day of November next, at one o'clock in the afternoon, at which time and place the polls will be opened, and kept open not less than two hours, then and there to give in their ballots for thirteen Electors of President and Vice President of the United States, each ballot for such Elector to contain the name of at least one inhabitant of each Congressional District of this Commonwealth,—all to be voted for on one ballot. You are also hereby directed to notify and warn the said inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on the second Monday of November next, being the eighth day of

said month, at one o'clock in the afternoon, at which time and place the polls will be opened, and kept open not less than two hours, for the following purposes, to wit:—

First. To determine whether the town will send a Representative to the next General Court.

Second. To bring in their votes to the Selectmen for the following officers, to wit: For Governor and Lieutenant-Governor of this Commonwealth; for three Senators from this County; a Representative to the Thirty-Third Congress of the United States from the Fourth District; and Representative to the next General Court, if the town determine to send one,—all to be voted for on one ballot.

Third. To give in their ballots on the question — Is it expedient that delegates should be chosen to meet in convention for the purpose of revising the Constitution of Government of this Commonwealth?

Hereof fail not, and make due return of this warrant, with your doings thereon, at the time and place of said meeting.

Given under our hands and seals this twenty-second day of October, in the year one thousand eight hundred and fifty-two.

J. Davenport,
Wm. Dearborn,
D. S. Coolidge,
Selectmen of Brookline.

Norfolk, ss. Brookline, October 28th, 1852.

Pursuant to the foregoing warrant, I have notified the inhabitants of the town of Brookline herein described, to meet at the time and place for the purposes within mentioned, by leaving a printed notice at the dwelling place of the same.

(File G, 20.)

Elisha Stone,
Constable of Brookline.

Pursuant to the foregoing warrant, the polls were opened by the Selectmen, on the afternoon of Tuesday, November the second, A. D. 1852, at one o'clock, and were kept open two hours, when, on motion of William Aspinwall, Esq., it was voted to keep them open until five o'clock and thirty minutes past, when they were declared, by Jerathmael Davenport, Chairman of the Selectmen, to be closed. The Selectmen then counted the envelopes and found the whole number

to be two hundred and eighty-one. The votes were counted by the Selectmen and Town Clerk, and the result was as follows, to wit:

The whole number of ballots in was two hundred and eighty, and one blank, and the whole number of votes given were received, sorted, counted and declared, and record thereof made in open town meeting as by law directed, and said votes were as follows, viz.:

For Electors at Large.

Robert C. Winthrop of Boston had one hundred fifty-five (155).
George Bliss of Springfield " one hundred and fifty-five (155).
Charles G. Green of Boston " seventy-five (75).
James S. Whitney of Conway " seventy-six (76).
Stephen C. Phillips of Salem " forty-seven (47).
James Fowler of Westfield " forty-seven (47).
James Fowler ——— " one (1).
Pliny Cutler of Boston " two (2).
Edward A. Newton of Pittsfield " two (2).

For Electors in District No. One.

J. H. W. Page of New Bedford had one hundred and fifty-five (155).
S. B. Phinney of Barnstable " seventy-six (76).
John N. Shaw of Nantucket " forty-seven (47).
Isaiah Gifford " Provincetown " two (2).

For an Elector for District No. Two.

George A. Crocker of Taunton had one hundred and fifty-five (155).
Edward Cazneau " Hingham " seventy-six (76).
William H. Wood " Middleton " forty-seven (47).
Lemuel May " Attleboro " two (2).

For an Elector for District No. Three.

John Gardner of Dedham had one hundred and fifty-five (155).
Caleb Stetson " Braintree " seventy-six (76).
Edward L. Keyes " Dedham " forty-seven (47).
Frederick W. Lincoln of Canton " two (2).

For an Elector for District No. Four.

Amos Lawrence of Boston had one hundred and fifty-five (155).
Isaac Adams " Boston " seventy-six (76).
Timothy Gilbert " Boston " forty-seven (47).
William Hayden " Boston " two (2).

For an Elector for District No. Five.

Robert G. Shaw of Boston had one hundred and fifty-five (155).
Benjamin F. Hallett " Boston " seventy-five (75.)
John G. Palfrey " Cambridge " forty-seven (47).
George T. Curtis " Boston " two (2).

For an Elector for District No. Six.

Daniel C. Baker	of	Lynn	had one hundred and fifty-five (155).
Jonathan Nayson	"	Amesbury	" seventy-six (76).
John G. Whittier	"	Amesbury	" forty-seven (47).
Mark Healy	"	Lynn	" two (2).

For an Elector for District No. Seven.

George Cogswell	of	Bradford	had one hundred and fifty-five (155).
Eben H. Safford	"	Haverhill	" seventy-six (76).
Samuel E. Sewell	"	Stoneham	" forty-seven (47).
Andrew H. Nelson	"	Woburn	" two (2).

For an Elector for District No. Eight.

Jacob Coggin	of	Tewksbury	had one hundred and fifty-five (155).
Walter Fessenden	"	Townsend	" seventy-six (76).
John W. Greaves	"	Lowell	" forty-seven (47).
Henry B. Pierson	"	Harvard	" two (2).

For an Elector for District No. Nine.

Ebenezer Torry	of	Fitchburg	had one hundred and fifty-five (155).
J. S. C. Knowlton	"	Worcester	" seventy-six (76).
Charles Mason	"	Fitchburg	" forty-seven (47).
Alvin G. Underwood	"	Oxford	" two (2).

For an Elector for District No. Ten.

Rufus Bullock	of	Royalstone	had one hundred and fifty-five (155).
O. P. Ingraham	"	South Hadley	" seventy-six (76).
Rodolphus B. Hubbard	"	Sunderland	" forty-seven (47).
Homer Foote	"	Springfield	" two (2).

For an Elector for District No. Eleven.

Ezekiel R. Colt	of	Pittsfield	had one hundred and fifty-five (155).
Jonathan E. Field	of	Stockbridge	" seventy-six (76).
Joel Hayden	of	Williamsburg	" forty-seven (47).
Luther Griffing,		Richmond	" two (2).

The returns of the votes were then filled up, signed by the Selectmen and Town Clerk, and sealed up in open town meeting, and delivered to the Chairman of the Selectmen to forward to the Secretary of the Commonwealth.

The meeting was then declared dissolved, by J. Davenport, Chairman of the Selectmen.

Attest: B. F. BAKER,
Town Clerk.

GENERAL ELECTION, NOVEMBER 8, 1852.

In pursuance of the warrant copied on pages [410, 411], the inhabitants of Brookline assembled at the Town Hall on Monday, the eighth day of November, A. D. 1852, and were called to order at one o'clock precisely, by J. Davenport, Chairman of the Selectmen of Brookline.

Voted, To send a Representative to the next General Court.

The polls were then declared opened, when, on motion of G. F. Homer, Esq., it was—

Voted, That the polls be kept open until half-past five of the clock,

—at which time they were declared closed, and the Selectmen counted the envelopes, and the whole number was three hundred and eighteen. And the whole number of ballots were sorted, counted and recorded, and declaration thereof made, as by the Constitution is directed, and said votes were for the following persons, viz. :

The whole number of votes for Governor was three hundred and seventeen.

John H. Clifford of New Bedford had two hundred and fourteen.
Henry W. Bishop of Lenox had forty-five.
Horace Mann of Newton had fifty-five.
Wendell Phillips of Boston had two.
Jesse Bird of Brookline had one.

The whole number of votes for Lieutenant-Governor was three hundred and sixteen.

Elisha Huntington of Lowell had one hundred and seventy-five.
James D. Thompson of New Bedford had eighty-three.
Amasa Walker of North Brookfield had fifty-four.
Effingham L. Capron of Worcester had two.
John A. Bird of Brookline had one.
Thomas B. Hall of Brookline had one.

The whole number of votes for Representative to Congress from the Fourth District was three hundred and sixteen.

Samuel H. Walley of Roxbury had two hundred and fifteen.
Levi A. Dowley of Boston had fifty.
Charles M. Ellis of Roxbury had fifty.
Charles K. Whipple of Boston had one.

The whole number of votes for Senators from this District was three hundred and fifteen.

John J. Clark of Roxbury had one hundred and seventy-eight.
Calvin Fisher of Wrentham had two hundred and fourteen.
John W. Loud of Weymouth had one hundred and seventy-six.
Francis W. Bird of Walpole had ninety-one.
Joseph W. Robertson of Quincy had ninety.
James Bartlett of Brookline had ninety-five.
Enos Talbot of Stoughton had forty-two.
Ezra S. Conant of Randolph had forty-one.
Ezra Wilkinson of Dedham had two.

The whole number of votes on the question, "Is it expedient that delegates should be chosen to meet in Convention for the purpose of altering the Constitution of Government of this Commonwealth?" two hundred and ninety. Yeas, eighty-seven; Noes, two hundred and three.

The whole number of votes for Representative to the General Court was three hundred and nine. Necessary to a choice, one hundred and fifty-five.

William I. Bowditch had one.
George Atkinson " one.
E. Littell " one.
John Dane " two.
George Babcock " thirty-eight.
James Robinson " forty.
Abijah W. Goddard " forty-nine.
Willard A. Humphrey " one hundred and seventy-seven, and was chosen Representative to the General Court.

In the voting, a check-list of the voters' names was used, and no person was allowed to deposit his ballot until his name had been found upon the list and checked. (File G, No. 20½.)

At this election a box was placed beside the ballot box, inscribed "One dime to the memory of Washington," to collect funds by voluntary contribution towards paying the expenses of the Washington Monument at the city of Washington; and it was found on examining the contents that the sum of twenty-six $\frac{50}{100}$ dollars had been contributed.

The business of the meeting having all been transacted, the returns of the several votes were then filled up, signed by the Selectmen and Town Clerk, and sealed up in open town

meeting and delivered to J. Davenport, Chairman of the Selectmen, to forward to the Secretary of the Commonwealth. J. Davenport, Chairman of the Selectmen, then declared the meeting dissolved.

Attest: B. F. BAKER,
Town Clerk.

MEETING FOR CHOICE OF DELEGATE TO STATE CONVENTION TO BE HELD IN THE STATE HOUSE IN BOSTON ON THE FIRST WEDNESDAY OF MAY NEXT.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the seventh day of March next, at two o'clock in the afternoon, at which time and place the polls will be opened, and kept open not less than two hours, for the following purposes, to wit:

First. To determine whether the town will send a delegate to the State Convention called to meet in the State House, in Boston, on the first Wednesday of May, in the year one thousand eight hundred and fifty-three, for the purpose of revising or altering the Constitution of this Commonwealth.

Second. To bring in their votes to the Selectmen for one delegate, if the town determine to send one.

You are also hereby directed to notify and warn the said inhabitants of the town of Brookline, qualified to vote in

elections, to meet at the Town Hall in said town, on the second Monday of March next, being the fourteenth day of said month, at one o'clock in the afternoon, at which time and place the polls will be opened for the following purposes, to wit:

First. To choose a Moderator.

Second. To choose the necessary town and county officers for the ensuing year, all to be voted for on one ticket.

Third. To hear and act upon the reports of committees and town officers.

Fourth. To see if the town will cause flag-stones to be laid across Washington street at the head of Washington place; also, across Harvard street, at the foot of School street.

Fifth. To hear the report of a Committee on the subject of widening School street, and make appropriation for the same.

Sixth. To act upon the petition of Charles Wild and others, to see if the town will call up a report of a committee on a new cemetery, which was indefinitely postponed at a former meeting, and act upon the same, and also make suitable appropriation for the same.

Seventh. To grant and appropriate such sums of money as may be deemed necessary to meet the expenditures of the town for the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting. Given under our hands and seals at Brookline, this twenty-fourth day of February, in the year one thousand eight hundred and fifty-three.

J. Davenport,
William Dearborn,
D. S. Coolidge,
Selectmen of Brookline.

Norfolk, ss. Brookline, Mar. 1, 1853.

By virtue of this warrant, I have notified and warned the inhabitants of Brookline to meet at the time and place and for the purposes within named, by leaving a printed notice of the same at their place of residence.

(File G, No. 21.)

Franklin Tukey,
Constable of Brookline.

In pursuance of the foregoing warrant, the inhabitants of the town of Brookline met at the Town Hall in said town, at

two o'clock on the afternoon of Monday, March the seventh, and were called to order by Jerathmael Davenport, Chairman of the Selectmen, who read the warrant and return, and at twenty minutes past two o'clock the polls were opened, and they were kept open two hours, when, on motion that they be kept open ten minutes longer, which was accordingly done, they were finally closed at four o'clock and thirty minutes.

The Selectmen then proceeded to count the votes, and the whole number was as follows: One hundred and eighty-one (181); necessary to a choice, ninety-one (91); and they were for the following named persons, viz.: John Howe, one (1); William Dwight, eight (8); James Bartlett, fifty-six (56); William Aspinwall, one hundred and sixteen (116), and he was accordingly declared elected Delegate to the Convention aforesaid, to be held in the State House in Boston on the first Wednesday of May next.

In voting at this election a check-list was used, and no person was allowed to vote until his name was found and checked. (File G, No. 21½.)

The business of the meeting having all been transacted, the returns of the vote were then filled up, signed by the Selectmen and sealed up in open town meeting, and declaration thereof made by the Chairman, and were delivered to J. Davenport, Chairman of the Selectmen, to deposit in the office of the Secretary of the Commonwealth.

J. Davenport, Chairman of the Selectmen, then declared the meeting dissolved.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

ANNUAL MEETING, MARCH 14, 1853.

In pursuance of the warrant recorded on page [416] the inhabitants of the town of Brookline met at the Town Hall in said town, on Monday, March the fourteenth, A. D. 1853, at one of the clock in the afternoon. At precisely five minutes past one o'clock the Town Clerk called the meeting to order, and read the warrant calling the meeting, and presided during the choice of Moderator; that being the first article in the warrant.

The votes for Moderator being called for, the whole number cast was thirty-six (36). Necessary for a choice, nineteen (19). George F. Homer had thirty-six and was declared Moderator of the meeting.

Mr. Homer declined serving, on account of illness, and was excused by the meeting.

The polls were then opened for ballots for Moderator, and kept open three minutes, when they were declared closed. The result was, — whole number, thirty-eight (38); necessary for a choice, twenty (20). John Howe had thirty-eight (38), and was declared elected Moderator and took the chair.

At the request of the Moderator, prayer was offered by the Rev. W. H. Shailer.

The Second Article in the warrant coming up in order for action, it was —

Voted, To lay Articles 2, 3, 4, 5, 6 and 7 on the table.

After some discussion, it was —

Voted, That the vote whereby the town voted to vote for all town and county officers that are chosen by ballot be voted for on one ticket, be repealed.

Voted, To take up so much of the Second Article as is necessary, and proceed to the choice of a Town Clerk.

The polls were opened and closed by vote of the meeting, when the whole number of votes was found to be one hundred and forty-two (142). Necessary to a choice, seventy-three (73). Elijah Hersey had sixty (60); Benj. F. Baker had eighty-two and was declared elected Town Clerk for the

ensuing year, and was sworn to the faithful discharge of his duty by Artemas Newell, Esq., Justice of the Peace.

Voted, That Article Second be laid on the table and the Third Article be taken up.

The reports of town officers and committees being called for, Jerathmael Davenport, Chairman of the Selectmen, presented the following:

REPORT.

According to the laws of the Commonwealth, the Selectmen submit the following report of the places where guide-posts and boards are erected and maintained by the town:

There is a guide-post with a board thereon standing at the junction of Boylston street with Washington street, directing to Brigton and Newton Upper Falls; one at the corner of Boylston and Heath streets, directing to Newton, Worcester, and Dedham; one at the corner of Brighton street, directing to Brighton; one at Boylston and Cross, to Newton Upper Falls, Newton, and Brighton; one at Heath and Warren streets, to Newton, Dedham, and Brighton; one at Clyde street and Warren street, to Dedham and Brighton; one at Clyde and Newton streets, to Brighton, Newton, and Dedham; one at Grove and Newton streets, to West Roxbury and Dedham; one at Grove and South streets, to Brighton; one at South and Newton streets, to Dedham, Newton, and Brighton; one at Warren and Cottage streets, to Dedham and Jamaica Plain; one at Warren and Walnut streets, to Jamaica Plain; one at Washington and Harvard streets, to Brighton and Cambridge; one at Harvard street and Sewall's avenue, to Cambridge and Cambridgeport.

All which is respectfully submitted by the Selectmen,

BROOKLINE, March, 1853. JER'L DAVENPORT,
(File G, 22.) *Chairman.*

Voted, To accept the report.

Voted, To accept the Report of the School Committee without reading.

Voted, To accept the Auditors' Report in the same manner.

Samuel Philbrick presented the following as the Report of the Cemetery Committee:

To the Inhabitants of the town of Brookline in Town Meeting assembled:

The Cemetery Committee, in the discharge of their duties the past year, have caused all the remaining unlotted ground suitable for family interments in the cemetery to be surveyed and laid out into nineteen new lots, varying in size, according to situation, from 188 to 397 square feet, all which are entered, with the contents of each, on the original plan drawn by E. F. Woodward. They have also sold two lots for twenty-

five dollars each, and one small triangular lot for ten dollars, making an amount of sixty dollars, which sum has been paid into the town treasury. The expenses incurred in surveying and laying out these new lots, entering them on the plan, and providing stakes for the boundaries of each, together with the ordinary expenses of keeping the grounds and avenues in proper order, have amounted to eighty dollars and nine cents, which amount the Selectmen declined settling, on account of its exceeding the appropriation made for that purpose. Consequently the bills all remain unpaid. Your committee therefore request an appropriation to meet these expenses.

For the Committee,

BROOKLINE, March 14, 1853. S. PHILBRICK,
(File G, 23.) *Chairman.*

Voted, To accept the foregoing report.

Voted, To accept the report of the committee of the town of Brookline for building a road from the end of the Mill Dam to Washington street, without reading.

Moses Withington, Treasurer of the town, presented the following:

REPORT.

The whole amount of receipts from all sources . . .	$26,214 14
Deduct payment of loans to Bank of Brighton . . .	3,000 00
Whole am't of available funds received	$23,214 14
Whole amount of expenditures	21,626 53
Leaving balance in Treasury of	$1,587 59

DEBTS OF THE TOWN.

To whom Payable.	Date of Note.	When Payable.	Am't due.	Rate of Int.
Commonwealth Mass....	Oct. 17, 1851.	Oct. 17, 1853.	$2,000 @	6 pr. cent.
" "	" " "	" " 1854.	2,000	" " "
" "	" " "	" " 1855.	2,000	" " "
Gideon Vinal.....	July 22, 1851.	July 22, 1856.	2,000	" " "
C. J. & G. A. Taylor.....	Aug. 12, 1851.	Aug. 12, 1856.	3,000	" " "
" " " " " "	May 22, 1852.	May 22, 1857.	3,500 @	5½ " "
	Total am't of town debt is $14,500			

The Treasurer holds one note for the town for $1000, given by Sylvester Kimball, dated May 27th, 1852, payable in three years, with interest semi-annually at the rate of six per cent. Respectfully submitted.

BROOKLINE, March 4th, 1853. MOSES WITHINGTON,
(File G, 24.) Accepted. *Treasurer and Coll.*

Voted, To take up the Second Article and proceed to vote for County Treasurer, and that the polls be open ten minutes,

—and at the expiration of that time they were declared closed, and the whole number of votes was one hundred and forty-one (141).

Elbridge G. Robinson had forty-five (45).
Geo. Ellis " ninety-six (96).

On motion of William Aspinwall, it was—

Voted, That the town choose by ballot, for the ensuing year, three Selectmen, three Assessors, one Treasurer, to be Collector, five School Committee men, five Constables, three Highway Surveyors; each officer or set of officers to be voted for on separate ballots.

Voted, That the polls be opened and kept open fifteen minutes, to receive votes for Selectmen,—and at the expiration of that time the polls were declared closed by the Moderator.

The whole number of votes cast was one hundred and eighty-one (181). Necessary to a choice, ninety-one (91).
Jerathmael Davenport had one hundred and twenty-two (122).
David S. Coolidge " one hundred and twenty-one (121).
James Bartlett " one hundred and thirteen (113).
Willard A. Humphrey " one hundred and ten (110).
William Dearborn " sixty-seven (67).

And the following-named gentlemen, having the highest number of votes cast, were declared elected Selectmen for the ensuing year, to wit: Jerathmael Davenport, David S. Coolidge, James Bartlett, Selectmen.

Voted, That the polls be opened, and kept open ten minutes, to receive votes for Assessors.

At the expiration of the time, the polls were declared closed by the Moderator. The whole number of votes was one hundred and fifty (150). Necessary to a choice, seventy-six (76).

Charles Stearns, Jr., had eighty-eight (88).
W. A. Humphrey " eighty-two (82).
Augustus W. Seamans " seventy-eight (78).
James Robinson " seventy (70).
John N. Turner " seventy (70).
Jesse Bird " fifty-nine (59).
Thomas C. Quimby " one (1).

And Messrs. Chas. Stearns, Jr., W. A. Humphrey, A. W. Seamans, were declared elected Assessors for the ensuing year.

Voted, To proceed to ballot for Treasurer and Collector, and that the polls be kept open ten minutes,

—which was done, and then declared closed by the Moderator.

The whole number of votes was as follows: One hundred and fifty-one (151). Necessary to a choice, seventy-six (76).

Jerathmael Davenport had sixty (60).

Moses Withington had ninety-one (91) and was chosen Treasurer and Collector for the town for the ensuing year.

Voted, That when this meeting adjourns it be to the first Monday in April next, at this place, at three of the clock in the afternoon.

The meeting then proceeded to bring in their ballots for five School Committee men, and the whole number of ballots was one hundred and twenty-nine (129). Necessary for a choice, sixty-five (65).

Rev. William H. Shailer had ninety-one (91).
" Frederick N. Knapp " ninety-two (92).
" Watson M. Smith " ninety-one (91).
" John S. Stone " eighty-nine (89).
W. P. Atkinson " eighty-eight (88).
Sam'l Philbrick " thirty-nine (39).
G. F. Homer " thirty-five (35).
John A. Bird " thirty-nine (39).
Tappen Eustis Francis " thirty-nine (39).
Fred'k J. Williams " thirty-eight (38).
E. Littell " one (1).
Edw. A. Wild " three (3), and the five first named were declared elected.

The meeting then proceeded to the choice of Constables, and the whole number of votes was one hundred and one (101). Necessary to a choice, fifty-one (51).

Elisha Stone had one hundred and one (101).

Franklin Tukey had ninety-nine (99).

Augustus Allen " ninety-seven (97).

Albert Clarke had sixty-five (65). And they were declared elected.

A. H. Clapp had forty-nine (49).

J. M. Russell " forty-eight (48).

Ansel Waterman one(1). R. A. Chase one (1).

And Messrs. Elisha Stone, Franklin Tukey, Albert Clarke and Augustus Allen were declared elected for the ensuing year. Messrs. Stone, Tukey and Allen then came forward and were sworn into office by the Moderator.

Voted, To reconsider the vote whereby the town voted to choose five Constables, and that four be the number for the ensuing year.

The ballots for Highway Surveyors, being called for, resulted as follows: Whole number, sixty-eight (68). Necessary for choice, thirty-five (35).

Samuel Philbrick had fifty-seven (57).

Timothy Corey " sixty-one (61).

Thomas C. Quimby " sixty-four (64), — and they were chosen Highway Surveyors for the ensuing year. Other votes were as follows: William Dearborn (7), Charles Stearns, Jr., (4), Thomas Griggs (1), W. W. Clement (1), Calvin Smith (2), H. M. Sanborn (1).

Adjourned.

Attest: B. F. BAKER,
Town Clerk.

In conformity with the laws of the Commonwealth, the Town Clerk forthwith issued his warrant and delivered the same to Constable Franklin Tukey, requiring him to summon all officers chosen, to appear before the Town Clerk within seven days and be sworn to their respective offices where an oath is required by law, or to signify their acceptation or refusal of the office to which they were respectively chosen. (File G, No. 25.)

In the balloting the check-list was used. (File G, No. 25½.)

Attest: B. F. BAKER,
Town Clerk.

NORFOLK, ss. BROOKLINE.

Then personally appeared the undermentioned persons and were sworn before me at the time set against their names, or signified their acceptance or refusal of the offices to which they had severally been chosen.

B. F. BAKER,
Town Clerk.

16	Mar.	Wm. P. Atkinson accepted School Committee.
"	"	Rev. John S. Stone " " "
"	"	Rev. Matson M. Smith declined " "
21	"	J. Davenport sworn Selectman.
"	"	D. S. Coolidge " "
"	"	James Bartlett " "
22	"	Moses Withington " Treasurer and Collector.
24	"	Timothy Corey " Surveyor of Highways.
25	"	W. A. Humphrey " Assessor.
31	"	Mr. Matson M. Smith withdrew his refusal and accepted as one of the School Committe.
4	Apr.	Thomas C. Quimby sworn Surveyor of Highways.
"	"	A. W. Seamans " Assessor.
"	"	Chas. Stearns, Jr. " Assessor.
6	"	A. H. Knight " Field Driver.
8	"	Oliver Cousens " " "
"	"	Calvin Smith " Surveyor of Highways.
"	"	G. W. Stearns declined Prudential School Committee.
9	"	Ebenezer Reed sworn Field Driver.
"	"	David P. Kenrick " " "
"	"	C. L. Haynes " Field Driver and Fence Viewer.
"	"	C. L. Haynes accepted Prudential School Committee.
"	"	Horace James sworn Field Driver.
11	"	Alfred Kenrick " " "
"	"	Timothy Corey " " "
12	"	Elisha Stone " Surveyor of Lumber.

SPECIAL MEETING, APRIL 4, 1853,

To bring in votes for three County Commissioners and two Special County Commissioners.

WARRANT.

Commonwealth of Massachusetts.

Norfolk, ss.

To the Constables of the Town of Brookline,

Greeting:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to bring in their votes to the Selectmen, at the Town Hall in said town, for three County Commissioners and two Special Commissioners for the County of Norfolk, being all inhabitants of different towns within said County, to serve for the term of three years and until others are chosen in their stead, on the fourth day of April next, it being the first Monday in said month, in the year one thousand eight hundred and fifty-three, at one of the clock in the afternoon, at which time and place the polls will be opened.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline, this twenty-first day of March, in the year one thousand eight hundred and fifty-three.

Jer'th. Davenport,
D. S. Coolidge,
James Bartlett,
Selectmen of Brookline.

Norfolk, ss. Brookline, March 30th, 1853.

By virtue of this warrant, I have notified and warned the inhabitants of Brookline to meet at the time and place and for the purposes within named, by leaving a printed notice of the same at their places of residence.

(File G, No. 26.)

Elisha Stone,
Constable of Brookline.

In pursuance of the foregoing warrant, the meeting was called to order at eight minutes past one o'clock, and the warrant and return was read by Jerathmael Davenport, Chairman of the Selectmen, and the polls were declared open for the reception of ballots for three Commissioners and two Special Commissioners for the County of Norfolk.

At fifteen minutes to three o'clock, on motion of W. Aspinwall, it was voted that the polls be now closed, and the polls were declared closed, by the Chairman.

After closing the polls, the Selectmen and Town Clerk counted and sorted the votes, and the whole number was seventy-two, and were as follows, to wit, for Commissioners:

Nathaniel F. Safford of Dorchester had forty-five (45).
James C. Doane of Cohasset " forty-four (44).
Nathan Jones of Medway " forty-four (44).
Asaph Churchill of Dorchester " twenty-seven (27).
Ebenezer Beal of Randolph " twenty-seven (27).
Samuel Warren, Jr., of Wrentham " twenty-nine (29).

The whole number of votes for Special Commissioners was seventy-two, to wit:

Abraham F. Howe of Roxbury had forty-five (45).
John A. Gould of Walpole " forty-three (43).
James Humphrey of Weymouth " twenty-seven (27).
James Bartlett of Brookline " twenty-nine (29).

This result was declared to the meeting. The return was then made up, signed by the Selectmen and Town Clerk, and sealed up in open town meeting, and the meeting was declared dissolved.

Attest: B. F. BAKER,
Town Clerk.

ADJOURNED ANNUAL MEETING, APRIL 4, 1853.

Pursuant to adjournment, the inhabitants of the town met in the Town Hall, on the afternoon of Monday, April the fourth, A. D. 1853.

The Moderator called the meeting to order at eight minutes past three o'clock, who made a statement of the list of vacant offices to be filled at this meeting; the Rev. Matson M. Smith having first declined and then desired to withdraw his refusal to serve as a member of the School Committee and accept of the office, the Moderator stated the facts in the case to the meeting, when it was, by Samuel Philbrick, Esq., moved that the meeting proceed to fill two vacancies in the board of School Committee. The subject was debated by Messrs. Edward A. Dana, W. I. Bowditch, E. Littell, Marshall Stearns and James Robinson, Esq., against the motion, and George Griggs, William Aspinwall, Geo. F. Homer and Sam'l Philbrick, Esq., in favor. The motion was then submitted to the meeting, and was decided in the negative.

Voted, That the meeting proceed to the choice of one School Committeman.

The whole number of ballots was eighty-seven (87); necessary to a choice, forty-four (44).

Matson M. Smith had one (1).

Geo. F. Homer " nineteen (19).

Samuel Philbrick " sixty-seven (67), and was declared elected, and accepted the trust.

The balloting to choose one Constable was as follows, to wit: Whole number of votes, eighty-one (81); necessary for a choice, forty-one (41).

Calvin Smith had two (2).

Charles Smith " thirty-five (35).

A. H. Clapp ". forty-four (44), and was chosen Constable for the ensuing year.

Calvin Smith was chosen Surveyor in place of Samuel Philbrick, who declined serving.

Voted, Not to choose Tythingman.

Clark L. Haynes and Abijah W. Goddard were chosen Fence Viewers for the ensuing year.

Voted, To choose nine Field Drivers for the ensuing year, —and the following named gentlemen were chosen: Horace James, Thomas B. Griggs, Timothy Corey, Ebenezer Reed, Alfred Kenrick, Jr., A. W. Seamans, David T. Kenrick, Abner H. Knight, Oliver Cousens, Field Drivers.

Voted, To choose four Prudential School Committeemen for the ensuing year,

—and the following-named gentlemen were chosen:

Charles Stearns, Jr., for the North District.

Geo. W. Stearns " " Middle District.

Charles G. Colbath " "

Clark L. Haynes " " High and Intermediate Schools.

Elisha Stone and Clark L. Haynes were chosen Surveyors of Lumber.

Charles Smith was chosen Pound Keeper.

Jesse Bird, Sam'l Philbrick and Harrison Fay were chosen Cemetery Committee, and accepted the office.

Charles D. Head, Charles W. Scudder and Edward Atkinson were chosen Auditors.

James Robinson was chosen Sealer of Leather.

Augustus Allen, Charles W. Tolman and Samuel Clark were chosen Fire Wards.

Messrs. Tolman and Clark asked to be excused, but the meeting voted not to excuse them.

J. Davenport, D. S. Coolidge and James Bartlett were chosen Overseers of the Poor.

On motion of William I. Bowditch, it was—

Voted, To reconsider the vote passed at the annual meeting held March the 14th, whereby the town accepted the Auditors' report.

Voted, To accept the Auditors' report as amended and presented to this meeting. (See file G, No. 27.)

The Building Committee on school-houses made a verbal report. The chairman, Harrison Fay, stated that they had made some progress, and were now in a way to do some-

thing more definite in the matter than they had ever been able to do before; also, that there were two vacancies in the committee.

On motion of Edward A. Dana, it was—

Resolved, That a committee of nine be chosen, by nomination from the chair, to take into consideration the whole subject of new school-houses and their location, and to report as soon as practicable at a town meeting to be specially called for that purpose, with such recommendations as they may deem proper, and that the Building Committee appointed last year be directed, in the meantime, to take no further action.

George Griggs offered the following amendment, which was accepted by Mr. Dana:

Resolved, That said committee cause their said report to be printed and distributed to the inhabitants of the town with the notices calling the town meeting to consider the subject.

The amendment was adopted. (G, 27.)

Mr. Dana's motion now coming up, it was—

Voted, To adopt the motion as amended by Mr. Griggs,

—and the chair appointed the following-named gentlemen to be a committee of nine, to wit:

Harrison Fay, Edw. A. Dana, Samuel Philbrick, William Dearborn, William P. Atkinson, Bela Stoddard, A. W. Goddard, James Robinson, (Augustus Allen), John Howe

—committee to investigate the subject of new school-houses and their locations.

Mr. Allen declining, John Howe was chosen in his stead.

The Fourth Article in the warrant was then taken up, viz.:

To see if the town will cause flagging-stones to be laid across Washington street at the head of Washington place; also, across Harvard at the foot of School street.

Referred to the Surveyors of Highways.

The Fifth Article being taken up, Dr. Chas. Wild presented the following report, to wit:

REPORT.

The committee appointed to report upon the expediency of widening School street, on full consideration of the subject, represent that, in view of the increased and still increasing amount of travel through said street, it is quite time that it should be rendered more commodious for the public. In some places it is but little more than thirty feet wide, and in consequence of the variety of grades on the sides of it, much even of its scanty dimensions is unavailable for the purposes of traveling with vehicles, while for foot passengers the accommodation is very imperfect and unsafe. In a very few years the call for an increase of its width will be imperious, and the value of the land to be used for the purpose will be then greatly enhanced, probably, by the erection of buildings on the southerly side. At present, with the exception of those on the estate of the late Mr. Hall, there are no buildings on the south side to interfere with any contemplated improvements, and we recommend, therefore, that the Selectmen be authorized to lay out the said street at a width not less than forty feet, and extending, where opportunities offer, to forty-eight feet, by commencing at Harvard street and taking land of Mr. William Dearborn about eight feet on said street from the north corner of School street and running to a point at the south corner of said Dearborn's land on School street; then taking land of the town from the corner of Mr. O. Cousens' land on the southerly side of the street; thence the line strikes the land late of Timothy C. Leeds, at a point distant about seven feet southeasterly of the present southerly line of the street, and continuing at that distance from said southerly line of the street along the whole extent of said Leeds' land, as well as of land late of said Edward Hall, till it reaches Washington street. And whereas the buildings on the land of late Mr. Hall have been recently remodelled, and much inconvenience to the owners might result from their removal at present, we recommend that in that respect the street shall be laid out prospectively to the time when those buildings shall need much repairing, or the necessities of the town shall require their removal.

(File G, 28.) Signed, Charles Wild.
William I. Bowditch.
Will. Aspinwall.

Voted, To accept the report.

Voted, That the subject of widening School street, in conformity with the report of the committee, be referred to the Selectmen, with full powers to act according to their discretion. (G, 29.)

The Sixth Article being taken up, it was, on motion of W. I. Bowditch, Esq.—

Voted, To indefinitely postpone the subject.

Moved, by Geo. Griggs, Esq., that there shall be made an accurate topographical survey of the town by a skillful

engineer, and that a plan be drawn and submitted to the town by him, showing where and at what grades streets and sidewalks can be most advantageously made and public squares and parks reserved, and that, if it meets the approbation of the town, the Selectmen or County Commissioners be authorized to lay out such streets prospectively, to be hereafter built, from time to time, as there shall be need.

Voted, That the subject be referred to the Selectmen, to report at some future meeting.

Voted, That the appropriations be taken up separately.

Voted, That the following appropriations be made for the ensuing year, to wit:

For support of poor	$1,200 00
support of schools	4,200 00
books of reference	25 00
support of highways	1,650 00
making road by Town House, widening School street, and land damages	500 00
County tax	5,100 00
Fire Department	500 00
collecting taxes	150 00
abatement of taxes	250 00
town officers	800 00
repairs of public buildings	200 00
extinction of town debt	2,000 00
interest on town debt	850 00
Cemetery	180 00
contingencies	900 00
plan of town for use of Assessors	100 00
	$18,605 00

Voted, That the expenses of draping the Town Hall with emblems of mourning in honor to the memory of Hon. Daniel Webster, late Secretary of State, be paid by the Selectmen from the contingent fund.

Voted, That the Selectmen be and are hereby authorized forthwith to remove the hay-scales from Washington street to some suitable place on land belonging to the town, or to purchase land elsewhere for their accommodation, as they may see fit; and that they cause Washington street to be graded so as to afford an easy and safe access to the bridge, and also to the depot-grounds from said street, and that $150 be appropriated for that purpose. (G, 30.)

Voted, That the money appropriated by the town for various purposes, including the appropriation for the making and repairing highways and town ways, be assessed, after deducting the balance in the treasury and the probable receipts for the ensuing year amounting to the sum of ——, upon the polls and estates, real and personal, of the inhabitants, resident and non-resident, of the town, and collected as the town charges are usually assessed and collected.

Voted, That the Treasurer be authorized to borrow the sum of three thousand five hundred dollars, in anticipation of taxes to be raised and collected.

Adjourned without day.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, MAY 2, 1853.

WARRANT.

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of said town, qualified to vote in elections, to bring in their votes to the Selectmen, at the Town Hall in said town, for two County Commissioners and two Special Commissioners, to complete the number required for the County aforesaid, on Monday, the second day of May next, at three o'clock in the afternoon, at which time and place the polls will be opened.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this twenty-second day of April, in the year one thousand eight hundred and fifty-three.

J. DAVENPORT,
D. S. COOLIDGE,
JAMES BARTLETT,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, April 27th, 1853.

By virtue of this warrant, I have notified and warned the inhabitants of this town to meet at the time and place and for the purposes within mentioned, by leaving a printed notice of the same at their several places of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 31.)

At three o'clock in the afternoon of Monday, May the second, in conformity with the foregoing warrant, the meeting was called to order and the warrant and return was read by J. Davenport, Chairman of the Selectmen.

The polls were then opened and kept open until five of the clock, when they were closed by a vote of the voters present. The Selectmen then sorted and counted the votes in presence of the Town Clerk and in open town meeting, and declaration thereof was made as follows, to wit, for County Commissioners:

Whole number of ballots, forty-one.

Nath'l F. Safford of Dorchester had twenty-five (25).
James C. Doane " Cohasset " twenty-five (25).
Eleazer Beal " Randolph " sixteen (16).
Asaph Churchill " Dorchester " sixteen (16).

For Special Commissioners—the whole number of ballots forty-one.

Abraham F. Howe of Roxbury had twenty-five (25).
John A. Gould " Walpole " twenty-five (25).
James Humphrey " Weymouth " sixteen (16).
James Bartlett " Brookline " sixteen (16).

The return was made up and signed by J. Davenport and Jas. Bartlett, and attested by the Town Clerk, and sealed up in open town meeting.

The meeting was then dissolved.

Attest: B. F. BAKER,
Town Clerk.

List of Soldiers in Brookline, taken May, 1853.

Albert Clark
Calvin Smith
Doct. Chamberlin
William Stearnes
Joseph Fisk
John W. Griggs
S. L. Lyford
Mark Ellisson
Cyrus W. Hays
William B. Chapin
Thomas B. Hall
Rob't Almy
John A. Burnham
Geo. Forrester Barstow
Simeon Barstow
Francis Caverly
Charles White
Caleb Russell
David Sears, Jr.
Edward D. Sohier
David Eckley
Charles W. Cotting
Isaac Dearborn
David S. Coolidge
Charles Whitemore
Andrew J. Harrington
William J. Griggs
Wellington Fogg
Henry Robbins
William Bramhall, Jr.
Ferdinand Andrews
Josiah Gooding
Chas. F. Huntington
Charles E. Lane
Rob't S. Littell
Geo. C. Barney
William Pope
John Pope
Oliver Cousens
Edwin Field
Jona. D. Long
Henry Averill
Frederick Prescott
Alfred A. Colt
James Alger
—— Perry
M. C. Warren

B. F. Baker
James Hobbs
Will. Aspinwall
Geo. F. Homer
Francis Holms
D. H. Rogers
T. B. Maynard
George B. Bradford
Charles Burrell
Ezra S. Burrell
David Wilder, Jr.
—— Hallett
Edw. A. Dana
Charles W. Scudder
John N. Turner
Harrison Fay
Benjamin Bradley
Thomas Howe
David Robinson
William Robinson
William H. Jameson
Franklin Z. Brett
Stephen Coolidge
James W. Coolidge
Francis French
W. A. Wellman
W. I. Bowditch
W. A. Ladd
Thomas Seaverns
David T. Kenrick
Geo. Stoddard
Charles W. Smith
Isaac Taylor
D. Augustus Griggs
Edward R. Seccomb
James L. Oliver
David H. Daniels
Ginery Twichell
Cyrus W. Ruggles
Simeon Taylor
James Morse
Royal Woodward
Samuel B. Little
O. B. Delano
Elijah Hersey
George E. Hersey
Charles Berry

William Barnard
Ira A. Dutton
—— Clark
Meyers Orcutt
William K. Melcher
Edward Leighton
Sylvester Kimball
George W. Butters
Andrew McKenney
Clark L. Bixby
Abijah C. Stone
Alfred M. Shapleigh
N. W. Brackett
Moses Judkins
Henry H. Pain
Alvin A. Rice
Charles Brackett
William C. Clark
Michael Quinlan
William Jones
James Driscoll
Daniel Cowdry
Nathaniel Sawyer
Henry Sawyer
Moses Stone
John Dustin
P. J. Howard
A. H. Clapp
Isaac Farrington, Jr.
John Webber
William Coolidge
B. W. Hobart
Josiah M. Russell
Elijah C. Emerson
George E. Carlton
Josiah W. Putnam
Elisha Jacobs
C. L. Palmer
Alfred Kenrick
James H. Patten
Geo. W. Patten
Robert S. Davis
Russell O. Bean
Henry Lee, Jr.
ChristopherShepherdson
M. C. Ferris
Geo. W. Hancock

Charles Warren
Reuben A. Chase
Charles W. Tolman
Edward A. Wild
Charles Wild
James Edmonds
Geo. B. Blake
Gardner S. Kathen
John W. Candler
George W. Atkinson
Daniel W. Atkinson
Phillip S. Allen
Victor Vinton
T. B. Griggs
Rich'd Pendergrass
Abraham Langley
John Kanlin
William Jackson
Samuel A. Robinson
Peter Harvey
Andrew Cutter
Henry Staffer
Geo. T. Bartlett
Timothy Corey
Calvin E. Crawford
F. Henry Corey
Enoch Potter
Moses Withington
John F. Edwards
Charles B. Dana
Edw. C. Willson
E. D. Kellogg
Harrison Bird
Nathaniel Lyford
Geo. Atkinson
Edw'd Atkinson
Mont'y D. Parker
Lewis T. Stoddard
Geo. Bacon
James M. Howe
Geo. N. Hill
Samuel Clark
B. W. Clark
John A. Bird
Alfred Winsor
Lafayette Thayer
B. F. Kendall
H. W. Carr
Russell Hallett
William F. Lawrence
Thomas H. Bacon
Frederick W. Leavit
Frederick J. Williams
Horatio Leavit
Charles Pope
A. W. Seamans
James M. Seamans
Gardner F. Clark
A. H. Allen
Moses Jones, Jr.
Edward Head
Andrew H. Newell
Frederick K. Newell
Doct'r Salisbury
C. P. Trowbridge
Frankl. Tukey
W. R. Day
—— Cochran
—— Lyford
Peter W. Pierce
Benja. T. Stephenson
Charles F. Foster
John Gibbs
A. Coffran
—— Andrews
Geo. S. Cushing
Geo. Tyler
John W. Warren
Simon Warren
Charles Smith
John Woodward
E. T. Penniman
Eli D. Sanderson
Francis K. Fisher
Will. J. Humphrey
Henry Jones
A. B. Milliken
Charles D. Head
James Williams
James Ward
Geo. I. Perry
Mathias Wood
William Ford
Alonzo Bowman
Frank Howe
Simon Clifford
William Teeaffee
Eliot Cabot
Geo. W. Stearnes
William Sanderson
A. H. Knight
Benj'n R. Jewett
Aaron Whitney
John O. Libbey
Ansel Waterman
Lafayette Fairbanks
Royal McIntosh
Peleg Gulliver
William Bird
Clark L. Haynes
Abraham L. Cutler
Augustine Shurtleff
Charles O. Howe
A. Newell
Daniel Kendall
Geo. Brooks
John Colby
Frank Seamans
John Aspinwall
William D. Town
William R. Dean
Eben'r Reed
Silas H. Langley
Israel F. Horn
Thadeus Townsend
Thomas Townsend
I. L. Sherriff
Joseph L. White
William White
John H. Henshaw
Solomon Seavery
Daniel S. Sanderson
William McKee
Geo. J. Fisher
N. G. Chapin
Charles F. Howard
John Goss
Lawrence McCarty
William J. Hyde
Samuel D. Hill
George W. Goodenough
Xanthus Goodenough
John Townsend
Geo. Craft
Charles Craft
Albert Clifford
George Colbath

William D. Philbrick	Lewis Cabot	James Madder
Charles Warren	Charles Johnson	Edw'd N. Dane
Geo. Griggs	Samuel Simmonds	Geo. N. Dane
Eben'r Wright	Joseph Bogan	L H. Stoddard
John N. Wright	Patrick McCue	W. W. Clement
John L. Gillman	Stephen Smith	Thomas S. Pettingale
M. B. Williams	John W. Blanchard	A. W. Smith
Charles Chase	Waldo Maynard	Thomas C. Quimby
William H. Slocum	John Srenson	John Burton
Richard Sullivan	—— Gilbert	J. Whitney Lawrence
J. Anson Guild	Isaac Coffin	William Wharton
Dr. Tappan E. Francis	Henry Whitney	James Houghton
Henry Houghton	William P. Atkinson	Samuel Champion
Horace James	J. Boylston Clark	George C. Hull
John Wood	William Dwight	George W. Goldsmith
—— Benckner	Wilder Dwight	Dr. John H. Trowbridge
Francis Bibber	Henry Weeks	Henry K. White
Joseph Ferguson	Samuel Eliot	John E. Sanborn
Benjamin Wells	William P. Eliot	James Young 345

Recorded and returned July 8, 1853. (File G, No. 32.)

List of Soldiers in Brookline, taken May, 1853, by the Assessors, according to law.

CHARLES STEARNS, JR.,
Chairman of the Assessors.
B. F. BAKER, *Town Clerk.*

SPECIAL MEETING, SEPT. 22, A. D. 1853.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said town, qualified to vote in elections, to meet at the Town Hall in said town on Thursday, the twenty-second day

of September, in the year one thousand eight hundred and fifty-three, at two and a half o'clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To act upon the report of the committee chosen at the annual meeting to consider the whole subject of new school-houses and their location.

Third. To hear and act upon the petition of Geo. Baty Blake and others, for the laying out of a road from the foot of School street to the new bridge across Charles River, leading from the ship-yard (so called) to Cambridgeport.

Fourth. To hear and act upon the proposition of David Sears and others in regard to widening Beacon street across the marsh, and planting ornamental trees on the same.

Fifth. To hear and act upon the request of Charles Burrell to see if the town will sell him a piece of the town's land adjoining his estate.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this tenth day of September, in the year one thousand eight hundred and fifty-three.

J. Davenport,
D. S. Coolidge,
James Bartlett,
Selectmen of Brookline.

Norfolk, ss. Brookline, Sept. 15th, 1853.

By virtue of this warrant, I have notified and warned the inhabitants of this town to meet at the time and place and for the purposes within mentioned, by leaving a printed notice of the same at their several places of residence. (File G, No. 32.)

Elisha Stone,
Constable of Brookline.

A true copy of the warrant and the return thereon.

Attest: B. F. Baker, *Town Clerk.*

According to the foregoing warrant, the inhabitants of the town met at the Town Hall on the afternoon of Thursday, Sept. the 22d, A. D. 1853, and were called to order by the Town Clerk, who read the warrant and return (at twenty minutes to three o'clock), and presided during the election of Moderator, who was chosen by written ballots, and resulted in the choice of John Howe for Moderator.

The Second Article in the warrant was then taken up, and it was—

Voted, To accept the report of the Committee on school-houses, which had been printed and distributed amongst the inhabitants of the town for their consideration. (See File G, No. 33.)

Mr. Edward A. Dana then presented the following resolutions:

Voted, That for the purposes of enlarging the present school-house lot in the South, or Middle, District, agreeably to the recommendations of the Committee on new school-houses and their location, this day submitted, the Selectmen be directed and authorized to purchase as much additional land from the adjoining estate of Mr. Warren White as will make the lot, when thus enlarged, equal to half an acre in extent; and in case the owners thereof shall refuse to sell the same, or demand therefor a price which in the opinion of the Selectmen is unreasonable, that they be authorized to select and lay out as much additional land from said adjoining estate as is allowed by the statute to be taken for the purpose aforesaid, and also to take all such further proceedings in the premises as required by law.

Voted, That for the purpose of providing a school-house lot for the new Primary school in the North District, as recommended by the committee aforesaid, the Selectmen be directed and authorized to select and purchase a lot of land of suitable dimensions in the vicinity of Pearl place, and in case the owner thereof shall refuse to sell the same, or shall demand a price therefor which in the opinion of the Selectmen is unreasonable, that the Selectmen be directed and authorized to select and lay out, at their discretion, a school-house lot in that vicinity of an area not exceeding what is allowed by law, and also to take all such further proceedings in the premises as the law requires.

Voted, That for the purpose of providing a new school-house for the northerly section of the North District, as recommended by the committee aforesaid, that the Selectmen be authorized to select and purchase a suitable school-house

lot on or near Pleasant street, and in case the owner thereof shall refuse to sell the same, or shall demand a price therefor which in the opinion of the Selectmen is unreasonable, that the Selectmen be authorized and directed to select and lay out, at their discretion, a school-house lot in that vicinity of the extent allowed by law, and to take all such further proceedings in the premises as the law requires.

Voted, That the Selectmen be directed to cause all the gravel that may hereafter be required for the repair of the highways in the vicinity, or for other public purposes, to be taken from the southeast corner of the town's land lying north of the new town road from Washington street to School street, with a view to bring the land, as soon as practicable, to a suitable grade for the erection of a new school-house thereon.

Voted, That a Building Committee of five be appointed to erect upon each of the three school-house lots which the Selectmen have been directed by the preceding votes to obtain, a new school-house of sufficient size to accommodate two schools of not less than sixty scholars each, to be built of wood, after such plans and designs as the committee, in their discretion, may see fit to adopt.

Voted, That the Treasurer of the town be authorized to borrow the sum of ten thousand dollars, in such sums and at such times as may be required by the Selectmen and the Building Committee to perform the duties with which they are respectively charged.

Voted, To rescind the votes of the town passed at the annual meeting in March, 1852, appointing a Building Committee and authorizing the Treasurer of the town to borrow the sum of ten thousand dollars for the objects then contemplated. (These votes, together with the amendment, is on file G, No. 34.)

Voted, That the resolutions be taken up separately.

The first resolution coming up in order, elicited a lengthy debate, Mr. Warren White, the owner of the estate, objecting to his land being taken under the statute, and not wishing to sell. The discussion was spiritedly maintained by

Messrs. Homer, Dana, Philbrick and Atkinson in the affirmative, and Messrs. White, Aspinwall and Parker in the negative. Mr. George F. Homer proposing an amendment, it was—

Voted, To lay the first resolution on the table, to give time to the mover to complete his amendment, with the understanding implied that the resolution should be taken up when his amendment was ready.

The second resolve then coming up in order, it was—

Voted, To adopt the second resolution.

Voted, To adopt the third resolution.

Voted, To adopt the fourth resolution.

Voted, That the first resolution be now taken from the table.

The first resolution was then taken from the table, and the following amendment was offered by G. F. Homer and accepted by Mr. E. A. Dana, to wit:

Provided, however, that the Selectmen and School Committee shall have power to change said location to such suitable lot of land as said White may cause to be conveyed to the town for this purpose in manner and on terms satisfactory to them within thirty days from this date.

The question then coming up on the amendment, it was

Voted, To adopt the amendment to the first resolution.

It was then—

Voted, To adopt the first resolution as amended.

And the whole resolution was thereby made to read thus:

Voted, That for the purpose of enlarging the present school-house lot in the South, or Middle, District, agreeably to the recommendations of the Committee on new school-houses and their location, this day submitted, the Selectmen be directed and authorized to purchase as much additional land from the adjoining estate of Mr. Warren White as will make the lot, when thus enlarged, equal to half an acre in extent; and in case the owner thereof shall refuse to sell the same, or shall demand therefor a price which in the opinion of the Selectmen is unreasonable, that they be authorized to select and lay out as much additional land for

the said adjoining estate as is allowed by statute to be taken for the purpose aforesaid, and also to take all such further proceedings in the premises as are required by law. *Provided*, however, that the Selectmen and School Committee shall have power to change said location to such suitable lot of land as said White may cause to be conveyed to the town for this purpose in manner and on terms satisfactory to them within thirty days from this date.

Voted, To adopt the fifth resolution.

Voted, To appoint a committee in accordance with the provisions of the fifth resolution, by nomination at large.

Accordingly, the meeting nominated and chose Messrs. Edward A. Dana, Jesse Bird, Bela Stoddard, Daniel Sanderson, James Bartlett, Building Committee on new schoolhouses.

Voted, To adopt the sixth resolution. (See resolves.)

Voted, To adopt the seventh resolution. (See resolves.)

The Third Article in the warrant was then laid upon the table by a vote of the meeting, and on motion of Mr. Samuel Philbrick, it was—

Voted, To choose a Prudential School Committeeman for the Middle District by nomination, and Mr. Joseph L. White was nominated and chosen.

Voted, To take the Third Article from the table.

Voted, That a committee of three be appointed by nomination, to consider the petition of Geo. Baty Blake and others, (See file G, No. 35.)

—and Messrs. Samuel Philbrick, Jesse Bird, Stephen G. Bass, were nominated and chosen such committee.

The Fourth Article being taken up, it was—(see Art. 4th in warrant)

Voted, That a committee of three be chosen to consider the subject,

—and the meeting chose for the committee Messrs. Samuel Philbrick, Jesse Bird, William Aspinwall. (File G, 36.)

The Fifth Article then coming up, G. F. Homer offered the following vote:

Voted, That the Selectmen be authorized to sell the land belonging to the town and lying east of the new street lead-

ing from Mechanics place to School street, to the persons owning the adjoining land fronting on Harvard street, on such terms and in such manner as they may deem best, and that they be authorized, in behalf of the town, to make, execute, and deliver such deeds thereof to the purchaser or purchasers as they may deem best. (Vote and petition on file G, No. 37.)

The Chairman then read the vote to the meeting, and the sense of the meeting being called for, it was decided in the negative.

Voted, To adjourn *sine die*.

Attest: B. F. BAKER,
Town Clerk.

GENERAL ELECTION, NOVEMBER 14, A. D. 1853.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the fourteenth day of November, inst., it being the second Monday in said month, at one o'clock in the afternoon, at which time and place the polls will be opened and kept open not less than two hours, for the following purposes, to wit:

First. To determine whether the town will send a Representative to the next General Court.

Second. To bring in their votes to the Selectmen for the following officers, to wit: For Governor and Lieutenant-Governor of this Common-

wealth, for three Senators for this County, and a Representative to the next General Court, if the town determine to send one—all to be voted for on one ballot; also, at the same time and place, to bring in their ballots, in sealed envelopes, Yes or No, on the following Constitutional propositions submitted by the Constitutional Convention held on the first Wednesday of May, 1853, to wit:

1st. Shall Proposition Number One, containing the Preamble, Declaration of Rights, and Frame of Government, stand as the Constitution of the Commonwealth of Massachusetts?

2d. Shall Proposition Number Two, respecting the Habeas Corpus, stand as part of the Constitution?

3d. Shall Proposition Number Three, respecting the Rights of Juries, stand as a part of the Constitution?

4th. Shall Proposition Number Four, respecting Claims against the Commonwealth, stand as a part of the Constitution?

5th. Shall Proposition Number Five, respecting Imprisonment for Debt, stand as a part of the Constitution?

6th. Shall Proposition Number Six, respecting Sectarian Schools, stand as a part of the Constitution?

7th. Shall Proposition Number Seven, respecting the Creation of Corporations, stand as a part of the Constitution?

8th. Shall Proposition Number Eight, respecting the Formation of Banks and requiring security for bank bills, stand as a part of the Constitution?

The ballots for State Officers and those on the Constitutional propositions to be deposited in separate boxes.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, on this third day of November, in the year one thousand eight hundred and fifty-three.

J. Davenport,
D. S. Coolidge,
James Bartlett,
Selectmen of Brookline.

Norfolk. ss. Brookline, November the —, 1853.

By virtue of this warrant, I have notified and warned the inhabitants of this town to meet at the time and place and for the purposes within mentioned, by leaving a printed notice of the same at their several places of residence.

Elisha Stone,
Constable of Brookline.

(File G, No. 38.)

In accordance with the foregoing warrant, the inhabitants, voters of the town of Brookline, met at the Town Hall in

said town on Monday, November the fourteenth, at one o'clock, and at ten minutes past one were called to order by Jerathmael Davenport, Chairman of the Selectmen, who read the warrant.

Voted, To send a Representative to the next General Court.

The polls were then declared open for the reception of ballots for Governor, Lieutenant-Governor, Senators, and Representative, all on one ticket, to be placed in the ballot-box labeled, "Votes for State Officers," and the votes on the proposed Constitution, in sealed envelopes, to be deposited in the ballot-box labeled, "Votes for the Constitution," and the votes to be placed in the separate boxes as they were labeled, or they would not be counted.

The polls having been kept open two hours, it was voted to close them at fifteen minutes past five o'clock.

At twenty minutes past five o'clock the polls were declared closed, and the Selectmen sorted and counted the ballots, and the whole number was three hundred and fifty. And the whole number of votes were sorted, counted and recorded and declaration thereof made, as by the Constitution is directed, and said votes were for the following persons, viz.:

The whole number of votes for Governor was three hundred forty-nine (349).

Emory Washburn of Worcester had two hundred fifty-seven (257).
Henry W. Bishop of Lenox had forty-five (45).
Henry Wilson of Natick had forty (40).
Bradford L. Wales of Randolph had five (5).
Wendell Phillips of Boston had two (2).

The whole number of votes for Lieutenant-Governor was three hundred and fifty (350).

William C. Plunkett of Adams had two hundred and sixty (260).
Levi A. Dowley of Boston had forty-five (45).
Amasa Walker of North Brookfield had forty-one (41).
George Osborn of Danvers had two (2).
—— Osgood of Danvers had one (1).
Edmund Quincy of Boston had one (1).

The whole number of votes for Senators was three hundred forty-seven (347).

William Aspinwall of Brookline had two hundred and seven (207).
Calvin Fisher, Jr., of Wrentham had two hundred fifty-eight (258).
John W. Loud of Weymouth had two hundred fifty-eight (258).

John J. Clark of Roxbury had forty-one (41).
James Bartlett of Brookline had ninety-four (94).
Joseph W. Robinson of Quincy had eighty-four (84).
Francis Bird of Walpole had eighty-four (84).
Ezra Wilkinson had one (1).
Harrison Fay had one (1).

Whole number of votes for Representative to the next General Court was three hundred and forty-five (345). Necessary to a choice, one hundred seventy-three (173).

W. B. Town had one (1).
A. W. Goddard had thirty-eight (38).
Geo. Babcock had forty-one (41).
Eliakim Littell had fifty-four (54).
Willard A. Humphrey had two hundred and eleven, and was declared elected Representative to the next General Court.

The votes on the Constitutional Propositions were as follows, viz.:

No. 1. { Yeas, seventy-five (75).
Nays, two hundred sixty-nine (269).

No. 2. { Yeas, seventy-three (73).
Nays, two hundred seventy-two (272).

No. 3. { Yeas, fifty-seven (57).
Nays, two hundred eighty-seven (287).

No. 4. { Yeas, seventy-eight (78).
Nays, two hundred sixty-seven (267).

No. 5. { Yeas, seventy-nine (79).
Nays, two hundred sixty-six (266).

No. 6. { Yeas, eighty (80).
Nays, two hundred sixty-five (265).

No. 7. { Yeas, seventy-three (73).
Nays, two hundred seventy-two (272).

No. 8. { Yeas, seventy-four (74).
Nays, two hundred seventy-one (271).

In the voting, a check list was used, and no person was allowed to vote until his name was first found and checked on the list; said list is on file G, No. 39.

The business of the meeting having all been transacted, the returns were filled up, signed by the Selectmen and Town Clerk, sealed up in open town meeting and delivered to the Town Clerk to forward to the office of the Secretary of the Commonwealth.

The meeting was then declared dissolved by J. Davenport, Chairman of the Selectmen.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, DECEMBER 26, 1853.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said town, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the twenty-sixth day of December, in the year of our Lord one thousand eight hundred and and fifty-three, at two of the clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To see if the town will make provisions for lighting the streets and Town Hall with gas.

Third. To see if the town will order a survey and plan of the town, as recommended by a committee in a report dated Feb'y 25th, 1853.

Fourth. To see if the town will cause to be printed, for the use of the inhabitants, a list of the taxes heretofore assessed in the town, with the names of the tax-payers and the amounts assessed, respectively.

Fifth. To see what action the town will take in respect to the stopping up, by Theophilus P. Chandler, of an ancient culvert on Washington street, in front of his estate.

Sixth. To hear and act upon the request of Henry Lee and others in respect to the condition of Boylston street, opposite the estate of Henry Lee.

Seventh. To hear and act upon the report of any committees.

Eighth. To make all appropriations necessary by the vote of the town on the foregoing articles.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this sixteenth day of December, in the year of our Lord one thousand eight hundred and fifty-three.

J. Davenport,
D. S. Coolidge,
James Bartlett,
Selectmen of Brookline.

Norfolk, ss. Brookline, Dec. 21, '53.

Pursuant to the within warrant, I have notified the inhabitants of the town of Brookline herein described to meet at said time and place and for the purposes within mentioned by leaving a printed notice at the last and usual place of abode of every legal voter in said town of Brookline.

(File G, No. 39.) A. H. Clapp,
Constable of Brookline.

A true copy of the warrant and the return thereon.

Attest: B. F. Baker, *Town Clerk.*

In accordance with the provisions of the foregoing warrant, the inhabitants of Brookline met at the Town Hall in said town on the afternoon of Monday, the twenty-sixth day of December, at two o'clock, and were called to order by the Town Clerk, who read the warrant and the return, and presided during the choice of a Moderator, which resulted in the election of Mr. William P. Atkinson for Moderator.

The Second Article in the warrant being taken up, Mr. G. F. Homer presented the following proposition from the Brookline Gas Light Company, viz.:

The Brookline Gas Light Company propose to furnish such iron lamp-posts as may be needed for the streets of Brookline, supply the gas and light, clean and take care of the lamps, at the rate of twenty-five dollars per annum for each lamp. On nights when the moon shines and while the moon is up, the lamps will not be lighted. The posts to remain the property of the company.

(File G, No. 40.) (Signed) G. F. Homer,
Brookline, December 26th, 1853. *Clerk of the B. G. L. Co.*

On motion of Mr. Homer, it was —

Voted, To accept the proposition of the Brookline Gas Light Company to light the streets of the town at twenty-five dollars per annum for each lamp post, and that not more than 20 lamps be provided for the use of the town. (File G, 41.)

Voted, That a committee of five be chosen by nomination at large to cause lamp posts to be placed at such points on Washington, Harvard, and any other streets as they think best.

Messrs. John C. Abbott, William Jameson, Augustus Allen, Abraham H. Lambert and John Dane were then nominated and chosen to be a committee of five to carry into effect the foregoing vote.

Voted, To lay the Third Article on the table.

The Fourth Article was then taken up, and it was—

Voted, That the town cause to be printed for the use of the inhabitants a list of the taxes assessed within the town for the last three years, with the names of the tax-payers and the amounts assessed, respectively.

Voted, That the Town Clerk carry out the provisions of the foregoing vote.

The Fifth Article in the warrant then coming up, on motion of George B. Blake it was—

Voted, That Messrs. William Dearborn, David R. Griggs and Bela Stoddard be a committee with full powers to confer with T. P. Chandler and to agree upon such terms of settlement as may seem most just for the inhabitants of the town, and to construct a drain or water-course as may seem fit, and generally to have every power to a final and full settlement of the same.

Article Six being taken up, it was—

Voted, That a committee of three be appointed to examine that part of Boylston street lying in front of the estate of Henry Lee, and report thereon at the March meeting to be held in March, 1854.

The following gentlemen were then nominated and chosen to constitute said committee: Messrs. Sam'l Philbrick, J. Davenport, James Bartlett.

Voted, That the Town Hall be lighted outside and inside with gas, and that the subject be left to the committee on lighting the streets to carry the same into effect.

The Seventh Article coming up, the committee on procuring a lot of land for the Middle District school-house made the following report:

REPORT.

The committee appointed by the town on the 22nd of September last (consisting of the Selectmen and School Committee,) to select and lay out land from the estate of Mr. Warren White to enlarge the present school-house lot of the Middle District, ask leave to report that by a vote of the town, passed at the same meeting, they were instructed to change the location of said lot if Mr. White should, within thirty days from the date of said vote, procure and cause to be conveyed to the town a lot that should be satisfactory to the committee. Mr. White, within the time specified, offered your committee a lot of land on Brighton street, but owing to the locality and unsuitableness of the land, they deemed it inexpedient to purchase it. Since then a proposition has been received from Mr. Stephen G. Bass, offering to sell the town a lot of land in the immediate vicinity of the present school-house on conditions and terms as follows, viz.:

That he will sell the town a lot of land on the opposite side of the road containing one acre, the price to be two thousand dollars, and take the lot the present school-house now stands upon at the same price; the school-house to be built on the back part of the lot, which will be about 20 rods from the road, and a tight fence 8 ft. high made and maintained.

The committee, after having the subject under consideration, did not deem it expedient to purchase of Mr. Bass under those restrictions, but they would recommend to the town to purchase the lot offered by Mr. Bass, and sell the land the present school-house now stands on, provided he will allow the new school-house to be built within 10 rods of the road and enclosed with a suitable fence. (File G, No. 42.)

Signed by J. Davenport, W. H. Shailer,
D. S. Coolidge, Samuel Philbrick,
James Bartlett, W. P. Atkinson,
Selectmen of Brookline. *School Committee of Brookline.*

Voted, That the report be recommitted to the same committee, and that they be instructed to purchase the lot on the best terms they can.

The Selectmen, to whom was committed the business of selecting, laying out and purchasing lots for two new school-houses, one to be situated on or near Pleasant street, and the other in the vicinity of Pearl place, reported progress, as follows, viz.:

REPORT.

The Selectmen would report that, agreeably to the vote of the town passed Sept. the 22d, that they have selected, laid out and purchased two lots whereon to erect new school-houses, one in the vicinity of Pleasant street, and the other in the vicinity of Pearl place; that they have attended to the duty assigned them, and have selected and bargained for a lot for the North District, situated between Harvard, Pleasant and Beacon streets, lying in a triangular form and containing about 22,000 square feet, at 12 cts. per foot. They have also bargained for a lot of

land for the school-house in the vicinity of Pearl place, situated on Davis street, in Pearl place, and containing about 14,000 square feet, at 9 cts. per foot. As no writings have been given, they would now lay the matter before the citizens so that if they are not satisfied with the proceedings taken, there would now be an opportunity to take further action thereon. (File G, No. 43.)

Signed by J. DAVENPORT,
D. S. COOLIDGE,
JAMES BARTLETT,
Selectmen of Brookline.

Voted, That the report be accepted, and that the Selectmen be authorized to close the bargains for the lots named and procure the necessary papers.

Voted, That the Third Article be taken from the table.

Voted, That the Selectmen be discharged from the further consideration of the topographical survey of the town, as by a vote passed at the adjourned annual meeting, held April the 4th, A. D. 1853, and recorded on the [431] page.

On motion of George Griggs, it was—

Voted, That a committee be appointed to report a plan and the probable expense of an accurate topographical survey of the town by a skillful engineer, and a plan to be drawn and submitted to the town by him, showing where and at what grades streets and sidewalks can most advantageously be made and public squares or parks reserved. (File G, No. 44.)

Voted, That the following gentlemen, viz., Messrs. George Griggs, William I. Bowditch and W. P. Atkinson, be such committee.

The Eighth Article then coming up for consideration, it was

Voted, That the sum of $700 be appropropriated for the lighting of the streets and Town Hall with gas.

Voted, That a sum not exceeding $1000 be appropriated for the use of the committee who were chosen to consider and act upon the subject matter of the Fifth Article.

Voted, That the Treasurer of the town be authorized to borrow the necessary sums for the foregoing appropriations, and give the note of the town therefor, the sum borrowed not to exceed $2000.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

ANNUAL MEETING, MARCH 20, 1854.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the twentieth day of March, current, at one o'clock in the afternoon, at which time and place the polls will be opened for the following purposes, to wit:

First. To choose a Moderator.

Second. To choose the necessary town officers for the ensuing year.

Third. To bring in their votes for County Treasurer.

Fourth. To hear and act upon the report of town officers and committees.

Fifth. To revise the Jury List prepared by the Selectmen.

Sixth. To see if the town will cause a well to be dug for the use of the High School.

Seventh. To see if the town will cause a flag-staff to be erected in front of the engine-house.

Eighth. To act upon the request of Thomas B. Hall in regard to stopping out the tide-waters from the new county road.

Ninth. To see if the town will sell Isaac Taylor a piece of the town's land in rear of his estate on Harvard street.

Tenth. To see if the town will instruct the Selectmen to prosecute all violations of the law respecting the sale of intoxicating drinks, and make special appropriation to cover the expenses of the same.

Eleventh. To hear and act upon the remonstrance of John McCormack and others to the Selectmen and School Committee, that the Selectmen proceed no further in purchasing a lot for a school-house on Pearl place, which the Selectmen were instructed and authorized to purchase by a vote of the town passed Dec. 26, 1853, and that the subject be brought before the town again.

Twelfth. To see if the town will accept and allow the town way as laid out, altered and widened by the Selectmen, running from Walnut street across to Boylston street, by taking land of Samuel A. Walker.

Thirteenth. To grant and appropriate such sums of money as may be deemed necessary to meet the expenditures of the town for the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline, this eighth day of March, in the year of our Lord eighteen hundred and fifty-four.

J. Davenport,
D. S. Coolidge,
James Bartlett,
Selectmen of Brookline.

Norfolk, ss. Brookline, March 16, 1854.

Pursuant to the within warrant, I have notified the inhabitants of the town of Brookline herein described to meet at the time and place and for the purposes within mentioned, by leaving a printed notice at the last and usual place of abode of every legal voter in said town of Brookline.

Elisha Stone,
Constable of Brookline.

(File G, No. 45.)

A true copy of the warrant and return thereon.

Attest: B. F. Baker,
Town Clerk of Brookline.

Benj'n F. Baker, Town Clerk, called the meeting to order on the afternoon of Monday, March the twentieth, in the year of our Lord one thousand eight hundred and fifty-four, at precisely ten minutes past one o'clock, and presided during the choice of a Moderator by ballot, having previously read the warrant and return thereon to the meeting.

At the first ballot the meeting elected John Howe by a unanimous vote. After waiting some time for Mr. Howe and he not appearing, it was moved to reconsider the vote whereby Mr. Howe was elected chairman, which was unanimously carried.

The meeting then proceeded in the choice of Moderator, and Messrs. William P. Atkinson, George F. Homer, Marshall Stearns and Ginery Twichell were elected in succession, but each declined serving, and were excused by the meeting.

At the sixth ballot the meeting made choice of William I. Bowditch for Moderator, who took the chair, and calling the meeting to order, prayers were offered by the Rev. Frederick N. Knapp.

The ballots for Town Clerk being called for by the Moderator, the whole number cast was one hundred and seventeen. William P. Atkinson had forty-seven; B. F. Baker had seventy, and was declared elected Town Clerk for the ensuing year, and was sworn to the faithful discharge of the duties of the office, by the Moderator.

Voted, That the remainder of the Second Article be laid on the table and the Third Article be taken up, viz.:

To hear the report of town officers and committees.

J. Davenport, Chairman of the Selectmen, presented the following report:

REPORT ON GUIDE-POSTS AND GUIDE-BOARDS.

According to the laws of the Commonwealth, the Selectmen submit the following report of the places where guide posts and boards are erected and maintained:

There is a guide post and board thereon standing at the junction of Boylston with Washington streets, directing to Brighton and Newton Upper Falls.

One at the corner of Boylston and Heath streets, directing to Newton, Worcester, and Dedham.

One at the corner of Boylston and Brighton streets, directing to Brighton.

One at the corner of Boylston and Cross streets, directing to Newton Upper Falls, Newton, and Brighton.

One at the corner of Heath and Warren streets, directing to Newton, Dedham, and Brighton.

One at the corner of Clyde and Warren streets, directing to Dedham and Brighton.

One at the corner of Clyde and Newton streets, directing to Brighton, Newton, and Dedham.

One at the corner of Grove and Newton streets, directing to Roxbury and Dedham.

One at the corner of Grove and South streets, directing to Brighton.

One at the corner of South and Newton streets, directing to Dedham, Newton, and Brighton.

One at corner of Warren and Cottage streets, directing to Dedham and Jamaica Plain.

One at corner of Warren and Walnut streets, directing to Jamaica Plain.

One at corner of Washington and Harvard streets, directing to Brighton and Cambridge.

One at corner of Sewell's avenue and Harvard street, directing to Cambridge and Cambridgeport.

The Selectmen recommend that guide-posts and boards be erected at the corner of Washington and Beacon streets, with indexes directing to

Boston and Newton Centre and Brighton and Roxbury. Also, that a post and board be erected at the corner of Beacon and Harvard streets, directing to Cambridge and Cambridgeport; and as a number of the posts and boards are in bad repair, we recommend the appropriation of fifty dollars for the erection and repair of the same.

All of which is respectfully submitted by the Selectmen.

JER'L DAVENPORT,
DAVID S. COOLIDGE,
JAMES BARTLETT,
Selectmen of Brookline.

BROOKLINE, March 20, 1854. (File G, No. 46.)

Voted, To accept the report.

The report of the School Committee, which had been printed and distributed, was then presented and accepted. (File G, No. 47.)

Voted, To accept the Auditors' report which had been printed and distributed. (File G, No. 48.)

Moses Withington, the Town Treasurer, then presented and read the following report:

TREASURER'S REPORT FOR THE YEAR ENDING FEB. 1, 1854.

RECEIPTS.

Whole amount of receipts from all sources	$25,577 54
Deduct payment of loan to the Bank of Brighton . . .	2,000 00
Whole amount of available funds received . . .	$23,577 54

EXPENDITURES.

Whole amount expended, including payment of loan to Bank of Brighton	$24,417 54
Whole amount of receipts . . $25,577 54	
" " expenses . . . 24,417 54	
Leaving a balance in the Treasury of . . .	$1,160 00

DEBTS OF THE TOWN.

To whom Payable.	Date of Note.	When Payable.	Amount.	Rate of Int.
Gideon Vinal, W. I. Bowditch, guardian.....	July 22, 1851.	July 22, 1856.	$2,000 @	6 pr. cent.
Commonwealth Mass....	Oct. 17, 1851.	Oct. 17, 1854.	2,000	" " "
" "	" " "	" " 1855.	2,000	" " "
C. J. & G. A. Taylor.....	Aug. 12, 1851.	Aug. 12, 1856.	3,000	" " "
" " " " " "	May 22, 1852.	May 22, 1857.	3,500	5 " "
James Bartlett.....	Jan. 16, 1854.	On demand.	2,660 40	6 " "

Total am't of town debt, $15,160.40

The Treasurer holds one note for the town for $1000, given by Sylvester Kimball, dated May 27th, 1852, payable in three years, with interest semi-annually at the rate of six per cent. Respectfully submitted.

BROOKLINE, March 1st, 1854. MOSES WITHINGTON,
(File G, 49.) *Treasurer.*

Voted, To accept the report.

The committee appointed by the town at a special meeting held the 22d of Sept., A. D. 1853, to consider the proposition of David Sears and others in relation to grading a sidewalk and planting shade-trees on that part of Beacon street lying between the junction of said street with the Mill Dam and the nearest upland, presented the following report, which was accepted:

REPORT.

The committee chosen by the town of Brookline, in September last, with instructions to consider the proposition made by the Hon. David Sears and others, having given the subject due consideration, now report, that said proposition, if accepted by the town, requires the further construction of the embankments to be made of gravel, eight feet in width, on each side of the new county road called Beacon street across the whole plat of salt march, and raised to a height sufficient for planting trees above the reach of the highest spring tides, which would be higher than the grade of the present road, and would also require the grading of the road to be raised still higher. Another railing on each side across said marshes, and several hundred ornamental trees, amply supplied with loam to secure their growth would also be required, all which would require an expenditure of several thousand dollars. And inasmuch as the suit which has been pending before the Supreme Judicial Court between the Worcester Roilroad Corporation and the County Commissioners is yet undecided, and may in its termination require the erection of a bridge which would change the grade of said road to a considerable distance on each side of its crossing, your committee are of opinion that any action in favor of said proposition at this time would be premature.

(Signed,) SAMUEL PHILBRICK.
JESSE BIRD.
WILLIAM ASPINWALL.

Dated, BROOKLINE, March 20, 1854. (File G, No. 50.)

George Griggs, chairman of the committee chosen by the town at a special meeting held on the 26th day of December, 1853, to take into consideration the subject of having a survey made of the roads and the laying out of new roads in prospective, presented the following report, which was accepted:

REPORT.

The committee appointed on the twenty-sixth of December last, upon the subject of a survey of the town, &c., ask leave to report, and call the attention of their fellow-citizens to some reasons for making the subject which has been referred to them one of prompt and immediate action by the town. The increased demand for land for building-lots and improvements in the estates in the town, occasion the removal of the old walls and fences which have for many years formed the boundary line between the roads and the lands of private owners. In this manner the highway is liable to be encroached upon when new walls and fences are erected, and without a correct plan of the streets showing the actual present side lines, it is always difficult and in many instances will soon be impossible to determine what were the original limits of the ways. If a correct plan of each street, with its side lines well defined, were known to be in existence and in the possession of the town, it might check the disposition, if any such exists, or remove the temptation to eke out one's scanty acres by protruding fences and walls into the highways. By having lines for proposed widenings indicated on a plan of the streets, owners who are building new fences or laying out their grounds adjoining highways, and who are willing to contribute towards the public improvements by dedicating to public use a portion of their lands when needed for widening the roads, would know where to set their walls and fences so as to form a part of a regular and uniform plan. The advantage of having profiles of every street accompanying the plans will be understood when we consider the necessity of having streets provided with suitable gutters, drains and culverts for the proper disposal of the water. The propriety of having the grades of streets determined, and the widenings made as soon as conveniently may be, after the surveys and plans are completed, will be apparent when we reflect that to widen and grade a street after buildings have been placed near it is frequently the cause of damage or inconvenience to the owners or occupants of the building, and consequently, by the increased claim for land damages, the cost of making such improvements is every year becoming greater as the town becomes more densely inhabited.

The committee have employed three engineers to take levels and make surveys, plans and profiles. The plans and profiles are herewith submitted to the town as specimens of the manner in which they would recommend that the work be done. In regard to the cost, the committee were not able to procure exact estimates. The nearest approximation they can make of what it would cost to have all the streets, public and private, surveyed, and plans and profiles made similar to those already done, and to have them all reduced and connected together so as to make a correct map of the town, is that from two thousand to twenty-five hundred dollars would be required. This sum, it is thought, will cover the expense also of placing stone monuments at the angles in the roads and of striking off five hundred copies of the corrected map of the town. They therefore recommend that a committee be appointed to employ an engineer, or engineers, to make a survey and plans and profiles of the streets of the town in a manner similar to that of School street and

Pleasant street, and to make a map from such surveys, indicating on the map such new streets and public parks or lots as have already been established or projected, or, as in his opinion, will be needed, and when completed, have copies of the map struck off for the use of the inhabitants of the town upon payment of such prices as the Selectmen of the town shall by vote determine, and that an appropriation of twenty-five hundred dollars be made to carry this plan into execution.

(Signed,) GEORGE GRIGGS.
W. P. ATKINSON.

BROOKLINE, March 20, 1854. (File G, No. 51.)

The following vote of thanks was then read by the chairman, and, on motion of Mr. Samuel Philbrick, was unanimously passed:

Voted, That the thanks of the town be presented to the Rev. William H. Shailer for his long and faithful services as a member of the School Committee of this town.

Voted, That the Town Clerk send to Mr. Shailer an attested copy of this vote.

The committee appointed to examine that part of Boylston street lying in front of Henry Lee's estate, made the following report, which was accepted:

REPORT.

The committee chosen by the town of Brookline, in December last, with instructions to examine that part of Boylston street lying in front of the estate of Henry Lee and make report concerning its condition at this meeting, have attended to that appointment, and are of opinion that the safety and convenience of public travelling require that, for a distance of about 17 rods, the bank wall should be removed and relaid and the embankment widened about ten feet, with a suitable culvert and water-course and new railing; and your committee recommend an appropriation for that purpose, and the appointment of a committee to carry the same into effect without delay.

SAMUEL PHILBRICK.
J. DAVENPORT.
JAMES BARTLETT.

BROOKLINE, 20 March, 1854. (File G, No. 52.)

Voted, That the same gentlemen who made the report be and hereby are appointed a committee to carry the recommendation of widening Boylston street into effect.

The Second Article was then taken up, and the meeting

Voted, To choose three Selectmen for the ensuing year.

The whole number of votes cast was one hundred and sixty-one. Scattering 28. James Bartlett had 133, David S. Coolidge had 107, John C. Abbott had 122, and they were declared duly elected Selectmen of the town of Brookline for the ensuing year.

Voted, To choose three Principal and three Assistant Assessors for the ensuing year.

Voted, That a committee of three be chosen, to retire to nominate a list of three names for the office of Assistant Assessors,

—and Messrs. George B. Blake, Sam'l Philbrick and T. E. Francis were nominated and chosen, who retired to attend to that duty, pending which the meeting proceeded to vote for the three Principal Assessors, with the following result:

Whole number of votes was one hundred and nine. W. A. Humphrey had 105, A. W. Seamans had 86, James Robinson had 77, and were chosen Assessors for the ensuing year.

The committee appointed to nominate Assistant Assessors reported to the meeting the names of Messrs. Charles Stearns, Jr., Abijah W. Goddard and Charles B. Dana.

The report was accepted.

The meeting then proceeded to vote for three Assistant Assessors. The whole number of ballots was sixty-nine. The result of the balloting was as follows:

E. C. Emerson had 58.	William H. Jameson had 44.
C. B. Dana had 32.	A. W. Goddard had 32.
Charles Stearns, Jr., had 11.	Geo. B. Blake had 16.
Charles W. Scudder had 11.	M. D. Parker had 3.

The Chair declared Messrs. Emerson and Jameson chosen, and as Messrs. Goddard and Dana had the same number each, the meeting would fill the vacancy occasioned by the vote standing the same for each.

Messrs. Goddard and Dana both desiring that their names might be dropped, the result was the choice of George F. Homer, so that the gentlemen elected Assistant Assessors are E. C. Emerson, W. H. Jameson, George F. Homer.

Voted, To take up the Third Article and proceed to bring in their votes for County Treasurer,

—and the whole number cast was seventy-six, all of which were for George Ellis of Dedham (76).

Voted, To choose five School Committeemen for the ensuing year.

The whole number of votes cast was one hundred and forty-four (144).

Rev. John S. Stone had 53.	Mation M. Smith had 37.
William P. Atkinson had 66.	T. E. Francis had 33.
Edw. A. Wild had 50.	T. B. Hayward had 34.
Rev. Frederick N. Knapp had 53.	Edw. F. Head had 31.
Rev. Matson M. Smith had 57.	S. A. Shurtleff had 18.
D. S. Kendall had 1.	A. Winsor had 1.

—and the five first-named gentlemen were declared duly elected School Committee for the ensuing year.

Voted, That the Selectmen be Overseers of the Poor.

Voted, To choose three Surveyors of Highways for the ensuing year.

Whole number of votes cast was fifty-seven (57). William J. Griggs had 57, Thomas C. Quimby had 57, Augustus Allen had 54, and they were chosen Surveyors of Highways for the ensuing year.

Voted, To choose five Constables.

Whole number of votes was ninety-two (92). Augustus Allen had 92, Hugh M. Sanborn had 88, Elisha Stone had 92, A. H. Clapp had 85, Chas. Smith had 48, and they were chosen Constables for the ensuing year, and Messrs. Augustus Allen, Elisha Stone, H. M. Sanborn and A. H. Clapp being present, were sworn to the faithful discharge of their duties by the chairman of the meeting.

Voted, Not to choose Tythingmen.

Voted, To choose fifteen Field Drivers for the ensuing year,

—and the following-named gentlemen were nominated and chosen, viz.: Field Drivers—Joshua Sears, George Griggs, Isaac Farrington, David H. Daniels, Moses Jones, Jr., William H. Jameson, Charles Burrell, William O. Churchill, Ira A. Dutton, Marshall Russell, Rufus S. Allen, Chas. G. Colbath, Simon Warren, Jerathmael Davenport, Horace James.

Montgomery D. Parker and Abijah W. Goddard were chosen Fence Viewers for the ensuing year.

Elisha Stone, J. Anson Guild, William D. Coolidge, were chosen Surveyors of Lumber and Measurers of Wood and Bark.

Charles Smith was chosen Pound Keeper.

The following-named gentlemen were chosen Prudential School Committee for the ensuing year:

Charles Stearns, Jr., for the North District.

Joseph L. White for the Middle District.

Chas. G. Colbath for the South District.

Jerathmael Davenport for the High, Grammar, and Primary School in the village.

Jesse Bird, Samuel Philbrick, Harrison Fay, were chosen Cemetery Committee.

Charles D. Head, Charles W. Scudder, Edw. Atkinson, were chosen Auditors.

Augustus Allen, Charles W. Tolman, John Colby, Oliver Cousens, Moses Jones, Jr., were chosen Fire Wards.

The check-list was used during the voting by ballot, and each name was found and checked before their votes were deposited. (File G, No. 53.)

List of Jurors prepared by the Selectmen and approved by the Town at their Annual Meeting, held March the 20th, A. D. 1854.

Names.

William P. Atkinson	David S. Coolidge	Abraham H. Lambert
James Bartlett	Timothy Corey	James Robinson
George Babcock	George Craft	Charles W. Scudder
Benj. F. Baker	Robert S. Davis	Augustus W. Seamans
Stephen G. Bass	William Dearborn	Edward R. Seccomb
Robert Barnett	Elijah C. Emerson	Marshall Stearns
William Bird	Abijah W. Goddard	Simeon Taylor
George B. Blake	Clark L. Haynes	John W. Turner
Benj. Bradley, Linden pl.	Charles Heath	Simon Warren
Henry W. Carr	Elijah Hersey	Joseph L. White
Nathaniel G. Chapin	Willard A. Humphrey	Frederick J. Williams
William Churchill	William H. Jameson	Howard S. Williams
Samuel Clark	Alfred Kenrick, Jr.	

Voted, To lay the Sixth Article on the table.

Voted, To to take up the Seventh Article, viz.:

To see if the town will cause a flag-staff to be erected in front of the engine-house.

Voted, That a committee of three be chosen to erect a flag-staff in front of the engine-house, the cost not to exceed seventy-five dollars.

Messrs. Augustus Allen, Nathaniel Lyford, William W. Clement, were chosen to constitute that committee.

The Eighth Article coming up, it was—

Voted, That the subject be referred to a committee of three, to take the subject into consideration and report at some future meeting,

—and Messrs. Samuel Philbrick, Jerathmael Davenport, George B. Blake, were chosen to constitute said committee.

Article Ninth coming up, viz. :

To see if the town will sell Isaac Taylor a piece of the town's land in rear of his estate on Harvard street,

—it was—

Voted, That the subject be left with the Selectmen, with full power to act in the premises, and to sell to Mr. Taylor if they think fit.

Voted, That the Selectmen be and hereby are instructed to inquire into the expediency of selling the remainder of the town's land lying between the abutters on Harvard street and the new town-way laid out from Mechanic place to School street.

Article Tenth coming up, it was—

Voted, That the Selectmen be instructed to prosecute all violations of the law respecting the sale of intoxicating drinks.

Voted, That two hundred dollars be appropriated to defray the expenses of the same.

Article Eleventh taken up, concerning the remonstrance of John McCormack and others, it was—

Voted, That the vote passed December the 26th, 1853, instructing and authorizing the Selectmen to purchase a certain lot of land in Pearl place for a school-house lot, be and hereby is rescinded.

Voted, That the selection of a site for a school-house in or near Pearl place, be left to the School and Building Committees.

The Twelfth Article coming up, the Selectmen presented the following report:

REPORT.

At the request of several of the inhabitants of the town, the Selectmen, after giving due notice according to law to all persons interested, laid out and widened the way leading from Walnut street to Boylston street, beginning at the southeasterly corner of said way, thence west on said way twenty feet eight inches, thence running fourteen feet four inches on land of Sam'l A. Walker, thence running northeasterly ninety feet six inches to Boylston street, thence running easterly thirteen feet on land of said Walker, thence easterly across said way to land of Royal Woodward, Jr., thence running southeasterly on land of said Woodward and Benjamin Bradley to the first-named point. The land taken for widening said way is eleven hundred and forty-seven feet, all belonging to Samuel A. Walker, for which the Selectmen have awarded said Walker twenty-five cents per foot, amounting to two hundred eighty-six 75-100 dollars.

All of which is respectfully submitted.

J. Davenport,
D. S. Coolidge,
James Bartlett,
Selectmen of Brookline.

Brookline, March 20, 1854. (File G, No. 54.)

Voted, Not to accept the report,

—Mr. Eben Wright giving notice that he would present a substitute that would be a better arrangement.

Voted, To adjourn to Monday afternoon, April the third, at three o'clock in the afternoon, in this place.

Adjourned.

Attest: B. F. BAKER,
Town Clerk.

In conformity with the laws of the Commonwealth, the Town Clerk forthwith issued his warrant and delivered the same to Constable Elisha Stone, requiring him to summon all officers chosen, to appear before the Town Clerk within seven days from the reception of such summons and be sworn to their respective offices, where an oath is required by law, or to signify their acceptance or refusal of the office to which they were respectively chosen.

Attest: B. F. BAKER,
Town Clerk.

(File G, No. 55.)

NORFOLK, ss. BROOKLINE.

Then personally appeared the undermentioned persons and were sworn before me at the times set against their names, or signified their refusal or acceptance of the office to which they had been severally chosen.

B. F. BAKER,
Town Clerk.

27 March. James Bartlett sworn Selectman and accepted Overseers Poor.
27 " David S. Coolidge " " " " " "
27 " J. C. Abbott " " " " " "
20 " W. A. Humphrey, A. W. Seamans, James Robinson, sworn Principal Assessors.
20 " Elijah C. Emerson, W. H. Jameson, George F. Homer, sworn Assistant Assessors.
25 " William J. Griggs sworn Highway Surveyor.
1 April. Thomas C. Quimby " " "
28 March. Augustus Allen declined serving Highway Surveyor.
28 " Charles Smith (Constable), Charles Smith (Pound Keeper).
28 " Joshua Sears sworn Field Driver.
28 " George Griggs " " "
28 " Isaac Farrington " " "
22 " David H. Daniels " " "
24 " William O. Churchill " " "
24 " Ira A. Dutton
24 " Marshall Russell
27 " Simon Warren " " "
20 " Moses Jones, Jr., " " "
20 " William H. Jameson " " "
20 " Charles Burrell " " "
20 " Chas. G. Colbath " " "
20 " Rufus S. Allen " " "
28 " Jr. Davenport declined serving Field Driver.
28 " Horace James
20 " Moses Withington, Treasurer and Collector. Sworn 20th.
22 " Abijah W. Goddard, Montgomery D. Parker, sworn Fence Viewers.
25 " Elisha Stone sworn Surveyor of Lumber and Measurer of Wood and Bark.
25 " William D. Coolidge.
28 " J. Anson Guild sworn Surveyor of Lumber and Measurer of Wood and Bark.
24 " John S. Stone (D. D.) accepted School Committee.
15 " Edw. A. Wild " " "
21 " Matson M. Smith, Rev. " " "
28 " Frederick N. Knapp, Rev. " " "
20 " William P. Atkinson " " "

28 March. Charles Stearns, Jr., accepted Prudential School Committee.
24 " Joseph L. White " " " "
27 " J. Davenport " " " "
27 " Sam'l Philbrick accepted Cemetery Committee.
27 " Jesse Bird " " "
Harrison Fay.
28 " Chas D. Head accepted Auditor.
21 " Chas. W. Scudder " "
22 " Edward Atkinson " "
28 " Augustus Allen accepted Fire Ward.
24 " Charles W. Tolman " " "
27 " Oliver Cousens " " "
John Colby.
20 " Moses Jones, Jr. " " "

ADJOURNED ANNUAL MEETING, APRIL 3, 1854.

Pursuant to the adjournment of the twentieth day of March, the inhabitants of the town of Brookline met in the Town Hall in said town, on the third day of April, in the year eighteen hundred and fifty-four, at three of the clock in the afternoon.

The Moderator called the meeting to order and read a list of the officers chosen at the last meeting who had not been qualified or who had declined to serve.

W. A. Humphrey (sworn by the Town Clerk,) and Frederick J. Williams were chosen Principal Assessors; Elijah C. Emerson, Assistant Assessor (sworn by the Moderator).

Mr. Williams declining to serve, was excused, and Jerathmael Davenport was elected in his stead, and was sworn to the duties by the Moderator.

Thomas C. Quimby and Charles Warren (of Walnut street) were chosen Surveyors of Highways. Mr. Quimby was sworn by Moderator.

Voted, To rescind the vote of the town passed at the last meeting to choose five Constables for the ensuing year, and that four be the number.

H. M. Sanborn was chosen Pound Keeper. Accepted.

H. M. Sanborn, Chas. W. Tolman, James Driscoll, were chosen Field Drivers, and sworn by the Moderator.

Voted, To rescind the vote of the town passed at the last meeting to choose fifteen Field Drivers, and that thirteen be the number.

Abijah W. Goddard was chosen Fence Viewer. Sworn.

Harrison Fay was chosen Cemetery Committee.

Voted, To rescind the vote passed at the last meeting to choose five Fire Wards, and that four be the number.

Voted, To take the Sixth Article from the table.

After some discussion upon the subject, it was, on motion of Mr. James Robinson—

Voted, To lay the Sixth Article upon the table until the appropriations come up.

Voted, That a committee of five be appointed by the Chair to procure surveys, plans and profiles of the streets and ways of the town, and that one thousand dollars be appropriated to defray the expenses thereof.

The committee appointed by the Chair were Messrs. George Griggs, John C. Abbott, W. P. Atkinson, James Bartlett, David S. Coolidge, committee on plans and profiles of the streets.

Voted, That the following appropriations be made for the ensuing year, to wit:

For the support of the poor	$1,400 00
" " " schools	6,000 00
" " " highways	1,700 00
books of reference	300 00
widening Boylston street in front of Henry Lee's estate	300 00
making road by Town Hall, widening School street, and land damages	500 00
making drain through School street, and settlement of difficulties therewith connected	600 00
county tax	5,100 00
fire department	500 00
to pay to the collector for collecting taxes	200 00
abatement of taxes	400 00
town officers	1,000 00
repairs of town buildings	200 00

Amount brought forward - - - - - - -	$18,200 00
For repairs of High school-house, under direction of the Selectmen	500 00
extinction of town debt	4,660 40
interest on town debt	850 00
cemetery	180 00
expense of gas in Town Hall and streets . . .	600 00
music in schools, to be expended by School Committee .	300 00
maps for the use of the Assessors	100 00
contingencies	900 00
erection of guide-posts and guide-boards . . .	50 00
use of the Selectmen in prosecuting violations of the liquor law	200 00
increase the salary of the Town Clerk	100 00
copying and printing tax-list for the three past years .	215 00
	$26,855 40
Add appropriations made, to be raised by taxation the present year, on pages [471, 474] of $3,000 and $800 . .	3,800 00
	$30,655 40

Voted, To indefinitely postpone the Sixth Article.

Voted, That the Selectmen be and hereby are instructed to supply the High school with water.

Mr. William A. Wellman presented the following votes to the meeting, to wit:

Voted, To choose a committee of five citizens, who are hereby entrusted with full power and are hereby instructed forthwith to select a site for a school-house upon the town's land between School and Washington streets, and to grade and prepare the same for building, the lot of land to be as near one acre in quantity as may be convenient.

Voted, That said committee forthwith erect upon the lot to be thus selected by them, upon such plans as they may adopt, a school-house of sufficient capacity to accommodate not less than three hundred pupils, and that they furnish the same with suitable fixtures, furniture and apparatus.

Voted, To appropriate the sum of fifteen thousand dollars for the above-mentioned object.

Voted, That of the said sum there be raised five thousand dollars by taxation the present year, and that the residue be borrowed by the Treasurer as the same may be called for by the Building Committee.

Voted, That the Treasurer be authorized to borrow for the above-named objects a sum not exceeding ten thousand dollars, and to give therefor the note or notes of the town, on such terms and in such sums as may be most convenient.

The subject thus brought before the meeting was discussed by Messrs. W. A. Wellman, Geo. B. Blake, Geo. F. Homer, James Robinson, Samuel Philbrick, W. P. Atkinson, Marshall Stearns and Geo. Griggs.

The question being then taken on the first vote, it was adopted by a large majority.

The second vote was taken up and adopted by a large majority.

The third vote was also taken up and adopted, and the said sum of fifteen thousand dollars was appropriated for the purposes set forth in the votes preceding.

The question being taken on the fourth vote, it was adopted, and voted that the sum of five thousand dollars be raised the present year by taxation, and that the Treasurer borrow the residue.

The fifth vote was then taken up, and the Treasurer was authorized, by the vote of the meeting, to borrow for the above-named objects the sum of ten thousand dollars, and to give therefor the note or notes of the town, on such times and in such sums as may be found most convenient.

Voted, That the Building Committee be appointed by the Chair,

—and the Chair appointed Messrs. John C. Abbott, William Bramhall, Thomas Parsons, William P. Atkinson, George F. Homer, Building Committee on new school-house on School street.

Voted, That the money appropriated by the town for various purposes, including the appropriation for making and repairing highways and townways, be assessed, after deducting the balance in the treasury and the probable receipts for the ensuing year, amounting to the sum of ——, upon the polls and estates, real and personal, of the inhabitants, resident and non-resident, of the town, and collected as the town charges are usually assessed and collected.

Voted, That the Selectmen cause the bell to be rung at seven o'clock in the morning instead of six, as it is rung at present.

Dissolved.

Attest: BENJ'N F. BAKER,
Town Clerk.

SPECIAL MEETING, APRIL 17, 1854.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the seventeenth day of April, current, at seven of the clock in the evening, for the following purposes, viz.:

First. To choose a Moderator.

Second. To see if the town will erect a new school-house on the town's land between Washington and School streets, and raise and appropriate the money necessary therefor, and to ratify the votes passed on said subject at the town meeting holden on Monday, April the third, in the year eighteen hundred and fifty-four.

Third. To see if the town will purchase land for a new school-house near the Town Hall, and erect a school-house thereon, and raise and appropriate the money necessary therefor.

Fourth. To see if the town will authorize the Treasurer to borrow money in anticipation of taxes.

Fifth. To see if the town will pass any votes concerning sidewalks and edgestones, and appropriate and raise money for the same.

Sixth. To see if the town will appropriate and raise money for the completion of the school-houses on Harvard and Heath streets, and for the purchase of land for a school-house in the village and the erection of a school-house thereon.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, this fifth day of April, in the year of our Lord eighteen hundred and fifty-four.

JAMES BARTLETT,
JOHN C. ABBOTT,
DAVID S. COOLIDGE,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, April 12, 1854.

Pursuant to the within warrant, I have notified the inhabitants of the town of Brookline herein described, to meet at the time and place and for the purposes within named, by leaving a printed notice of the same at the last and usual place of abode of every legal voter in said town. (File G, No. 56.)

ELISHA STONE,
Constable of Brookline.

Pursuant to the foregoing notice, the inhabitants of the town of Brookline met at the Town Hall in said town, on the evening of Monday, April the seventeenth, in the year of our Lord eighteen hundred and fifty-four, and were called to order by the Town Clerk at five minutes past seven o'clock, who then proceeded to read the warrant and return.

The First Article in the warrant being then brought before the meeting, it was—

Voted, That the Moderator be chosen by nomination from the meeting,

—and Mr. George F. Homer was nominated and chosen Moderator, and took the chair.

The Second Article was then taken up, being as follows:

To see if the town will erect a new school-house on the town's land between Washington and School streets, and raise and appropriate money necessary therefor, and to ratify the votes passed on said subject at the town meeting holden on Monday, April the third, in the year eighteen hundred and fifty-four,

—when the following votes were offered by William I. Bowditch, and having been fully discussed, were severally adopted by large majorities.

Voted, To choose a committee of five citizens who are hereby entrusted with full powers and are hereby instructed forthwith to select a site for a school-house upon the town's land between School and Washington streets, and to grade and prepare the same for building; the lot of land to be as near one acre in quantity as may be convenient.

Voted, That said committee forthwith erect upon the lot thus selected by them, upon such plans as they may adopt, a school-house of sufficient capacity to accommodate not less than two hundred and forty pupils, and that they furnish the same with suitable fixtures, furniture and apparatus.

Voted, To appropriate the sum of fifteen thousand dollars for the above-named object.

Voted, That of the above sum there be raised three thousand dollars by taxation the present year, and that the residue be borrowed by the Treasurer as the same may be called for by the Building Committee.

Voted, That the Treasurer be authorized to borrow for the above-named objects, twelve thousand dollars, and to give therefor the note or notes of the town, on such times and in such sums as may be found most convenient.

Voted, To appoint as the committee to carry out the foregoing votes, Messrs. John C. Abbott, William Bramhall, Thomas Parsons, William P. Atkinson, George F. Homer, Building Committee for erecting a new school-house on the town's land.

Voted, To indefinitely postpone the Third Article in the warrant.

Voted, That the Treasurer be and hereby is authorized to borrow, in anticipation of taxes, the sum of three thousand dollars.

Voted, That whenever any of the abutters upon any of the highways of this town which the town is by law bound to maintain, shall furnish and pay for edgestones of hammered granite of uniform size, not less than five inches thick, satis-

factory to the Selectmen, the Selectmen shall, if they deem it advisable, make and furnish a suitable gravel sidewalk in front of the estates of such owners abutting upon said highways, and set the said edgestones thereon at the expense of the town.

Voted, To appropriate and raise by taxation the present year for this purpose the sum of two hundred dollars.

The Sixth Article being taken up, viz. :

To see if the town will appropriate and raise money for the completion of the school-houses on Harvard and Heath streets, and for the purchase of land for a school-house in the village, and the erection of a school-house thereon,

—it was—

Voted, That the sum of twelve thousand dollars in addition to the ten thousand dollars (heretofore appropriated) be appropriated for completing the purchase of the land for and the erection of the three Primary school-houses heretofore voted, and for grading and fencing the said school-house premises and for providing suitable fixtures, furniture and apparatus for said school-houses.

Voted, That the said sum of twelve thousand dollars be borrowed by the Treasurer as the same may be called for by the Building Committee, and that the Treasurer give therefor the note or notes of the town on such times and in such sums as may be deemed advisable.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, APRIL 24, 1854.

WARRANT.

[SEAL. SEAL. SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the twenty-fourth day of April, current, at seven of the clock in the evening, for the following purposes, to wit:

First. To choose a Moderator.

Second. To see what action the town will take in regard to destroying dogs.

Third. To hear the report of any committees.

Fourth. To fill any vacancies that may exist in town offices.

Fifth. To raise and appropriate money to pay the interest on the increased town debt.

Hereof fail not, and make due return of this warrant, with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline, this eighteenth day of April, in the year eighteen hundred and fifty-four.

JAMES BARTLETT,
D. S. COOLIDGE,
Selectmen of the Town of Brookline.

NORFOLK, ss. BROOKLINE, April 20th, 1854.

Pursuant to the foregoing warrant, I have notified the inhabitants of the town to meet at the time and place and for the purposes mentioned, by leaving a printed notice of the same at the last and usual place of residence of every legal voter in said town of Brookline.

(File G, No. 57.)

ELISHA STONE,
Constable of Brookline.

In pursuance with the foregoing warrant, the inhabitants of the town of Brookline met at the Town Hall in said town, on the evening of Monday, April the twenty-fourth, eighteen hundred and fifty-four, and were called to order by the Town Clerk at ten minutes past seven.

The Town Clerk then read the warrant and the return thereon, and presided during the election of a Moderator by written ballots, which resulted in the choice of Mr. George Griggs, who took the chair.

The Second Article coming up in order, it was—

Voted, To lay the Second and Third Articles in the warrant on the table.

The Fourth Article was then taken up, and it was—

Voted, To proceed to the choice of one Highway Surveyor, —and Mr. Jesse Bird was elected.

The Fifth Article was then taken up, to wit:

To raise and appropriate money to pay the interest on the increased town debt.

It was—

Voted, To raise by taxation the present year and appropriate the sum of eight hundred dollars to pay the interest on the increased town debt.

The Third Article was then, by vote, taken from the table, viz.:

To hear the report of any committees.

After giving suitable time for any committee to present their reports, the meeting then voted to lay the Third Article on the table.

Voted, To take the Second Article from the table, to wit:

To see what action the town will take in regard to destroying dogs,

—and Mr. George F. Homer presented the following preamble and votes:

Whereas, in the opinion of the town the public health and safety would be promoted by the further restraining of dogs going at large,

Voted, That the Selectmen of the town, in their capacity as a Board of Health, destroy or cause to be destroyed all dogs which may be found going at large unmuzzled after reasonable notice to the inhabitants of this vote, and that the town will indemnify them for their acts in the premises.

The above vote, after being discussed fully by several gentlemen, was adopted by a large majority. It was then

Voted, That the Town Clerk cause a printed copy of the foregoing vote to be distributed through the town and left at the usual place of abode of the inhabitants, in the same manner and for the same time as notices for town meetings are usually given.

Voted, That the Selectmen be restricted in that they do not employ minors in the destruction of dogs.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

List of Soldiers in Brookline, taken May, 1854.

Francis Caverly	Henry R. Robbins	Franklin L. Brett
Thomas W. Coffran	John Stuart	William A. Wellman
William Robbins	John Stuart, 2d	Wlliam I. Bowditch
Caleb Russell	Andrew J. Harrington	Thomas Howe
Amherst A. Frazier	John Shepherd	Harrison Fay
Joseph A. Thayer	Josiah Gooding	Benj'n Bradley
Geo. C. Crowningshield	William T. Bramhall	John N. Turner
Edw. D. Sohier	John C. Abbott	C. W. Scudder
Chas. W. Cotting	I. D. Hayward	William Aspinwall
David Sears, Jr.	George C. Barney	George S. Cushing
Morrill Buttler	William Pope	Chas. F. Huntington
David Eckley	John Pope	Robert S. Littell
John L. Whipple	George F. Homer	John Kirkpatrick
John Doyle	David Wilder, Jr.	Edw. N. Dane
Nathan Doyle	Daniel H. Rogers	Edw. C. Wilson
Sam'l L. Lyford	Edwin Field	Benj'n Bruce
William Stearns	Henry Whiting	Edw. A. Dana
John W. Griggs	Oliver Cousens	George N. Dana
Philipp Lemmis	B. F. Hallett	Charles B. Dana
Amos A. Lawrence	B. F. Baker	Thomas H. Leavett
John A. Burnham	Ephram Church	Frederick J. Williams
Simon F. Barstow	Thomas S. Pettingill	Thomas H. Bacon
Geo. F. Barstow	Chas. Burrell	Gardner H. Clarke
Daniel H. Barstow	Thomas Seaverns	James J. Walcott

Frederick R. Sears
John Bradley
Sam'l Simmons
Thos. B. Hall
William Almy
Joseph M. Bell
Frederick Stone
William B. Chaplin
Frederick A. Brown
M. J. Mandall
Frederick Almy
Otis Vinal
George Griggs
Isaac Dearborn
David S. Coolidge
John Doyle
James W. Coolidge
William J. Griggs
William B. Town
George Brooks
Charles O. Howe
Daniel S. Kendall
A. L. Cutler
Augustine Shurtleff
Clark L. Haynes
William Bird
Abner H. Knight
John O. Libby
Benj. N. Jewett
Joseph G. Batchelder
Royal McIntosh
Daniel Duffley
William Sanderson
George W. Stearns
George W. Hancock
Wm. Powell Perkins
Christop'r Shepherdson
Henry Lee, Jr.
Willard A. Humphrey
Willard J. Humphrey
Albert Clifford
Thaddeus J. Townsend
Charles A. Batchelder
Francis K. Fisher
Michael Mahoney
Charles Smith
Eben'r W. Reed
Simon Warren
John W. Warren
Silas Langley

David T. Kenrick
Chas. W. Smith
James L. Oliver
Edw. R. Seccomb
Isaac Taylor
Robt. B. Almy
William Bramhall
D. Augustus Griggs
Lowell M. Miles
—— Sanborn
Henry Gallup
Simeon Taylor
James M. Merriam
Ginery Twichell
Cyrus Ruggles
David H. Daniels
Henry H. Mellen
Wm. H. Jameson
Joseph L. White
Samuel A. Ranson
James C. Thomson
William Taaffee
William H. Leonard
Robert Barnett
J. Elliot Cabot
William Andrews
Daniel Hare
Alonzo Bowman
Cyrus Whitney
John Bartlett
James Williams
George J. Perry
Charles D. Head
Charles E. Howard
Henry Whitney
William P. Atkinson
William F. Crowe
William B. Crowe
Stephen A. Reed
Rufus S. Allen
Geo. J. Fisher
Nath'iel G. Chapin
George Bacon
James M. Howe
John A. Bird
Benj. W. Clarke
Sam'l Clark
George N. Hill.
Lafayette Thayer
William S. Wilson

Samuel L. French
A. W. Seamans
James M. Seamans
S. Ingersol Lovett
Charles Pope
George E. Hersey
Edw. W. Hersey
G. Kidder
William K. Wakefield
Nathaniel Lyford
George Atkinson
Edw. Atkinson
Howard S. Williams
Lewis T. Stoddard
Oliver B. Delano
William R. Dean
John Colby
Charles K. Francis
Benjamin Leeds, Jr.
Eben Wright
Charles F. Foster
Charles Warren
J. Anson Guild
Joseph D. Gutterson
Henry R. White
James S. Younge
Thomas Lane
Chas. G. Colbath
Simon W. Clifford
William J. Hyde
E. B. Humphrey
Charles Craft
George Craft
—— Blodget
Xanthus Goodenough
George W. Goodenough
William Wharton
Ira Trow
Thomas Parsons
Wilder Dwight
William Dwight, Jr.
Waldo Maynard
Charles P. Trowbridge
George E. Bogman
Benj'n F. Stephenson
John Gibbs
William O. Churchill
William W. Clement
George T. Carter
F. M. Lyford

Charles Bean
Dennis Mahoney
Thomas Penniman
Eli D. Sanderson
John H. Henshaw
Francis Henshaw
William Rooney
George Penniman
Henry A. Prichard
Daniel S. Sanderson
William White
Sydney A. Morse
Theophilus P. Chandler
Charles Sleeper
Charles W. Wild
Doct. Stephen Salisbury
James M. Edmond
John Moreland
John B. Prince
Edward F. Head
George W. Patten
Edwin Ritchie
Moses Jones, Jr.
Charles W. Tolman
James Roney
Alex. C. Studley
Thomas Lee
Alfred Willey
Moses C. Warren
Warren Morris
Ariel Coffran
R. L. Palmer
Otis Smith
Michael Mahan
Jonathan P. Sanborn
James L. Alger
Elisha Jacobs
Albert A. Cobb
Frederick W. Prescott
Rob't S. Davis
Ransom N. Weld
John C. Weld
George W. Sargent
Charles Sargent
Albert W. Smith
Benj'n W. Hobart
Josiah M. Russell

Benj'n F. Kendall
Alfred Winsor
Thomas W. Nickerson
Richard Farnham
William H. Slocum
Daniel M. Adams
Abel P. Adams
J. C. Leathers
Ansel Waterman
Burton Neal
Abraham H. Lambert
George E. Carlton
Charles L. Palmer
Alfred Kenrick, Jr.
Moses Stone
George W. Bird
John H. Webber
Reuben A. Chase
Horace James
Josiah B. Kelbourne
James G. Glover
Benjamin Wild
Joshua H. Putnam
Elijah C. Emerson
T. E. Francis, M. D.
John Wood
Henry W. Houghton
Isaac Murch
Royal Woodward
Ira A. Dutton
Edwin Clark
James Sinclair
Joseph Smith
M. M. Orcutt
Wm. K. Melcher
Geo. W. Butters
Marshall Russell
Joseph Ferguson
John D. Kelly
James Morse
Sylvester Kimball
C. T. Brackett
Francis Doherty
John Dustin
Melvin Vining
A. H. Clapp
William S. Town

P. W. Pierce
Timothy Corey
F. Henry Corey
Frederick Corey
Moses Withington
James Robinson
Sam'l A. Robinson
Thomas B. Griggs
George W. Atkinson
Philip S. Allen
George B. Blake
James Murphy
Francis Ward
Dennis Driscoll
James O'Connell
Philip Duffy
James Driscoll
Charles Staples
Charles Houghton
Richard Lothrop
Clark S. Bixby
Nath'iel W. Brackett
Moses Judkins
Charles Chase
Isaac Farrington, Jr.
Alvin A. Rice
George W. Rockwood
John Murray
Thomas O'Dea
Cornelius O'Herne
John McMahan
Michael O'Dea
Patrick Malony
Edward Sheehan
John McMahan
Owen Cassidy
Thomas Wilson
Terrance Gallogan
Thomas Crouty
John Maley
Michael Hickey
John Burlin
Mathew Frawley
John Donahue
Thomas Dillon
Francis Mahan
John Kenan—364.

Recorded and returned July 7th, 1854. List of soldiers in Brookline, taken May, 1854, by the Assessors, according to law. (File G, No. 58.)

SPECIAL MEETING, SEPT. 18, 1854.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the eighteenth day of September, current, at two of the clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To see what action the town will take on the laying out and widening of the way leading from Boylston to Walnut street, the new street west of the Town Hall, and School street, as laid out and widened by the Selectmen.

Third. To see what action the town will take on the petition of William I. Bowditch and others, requesting that the avenues leading from Washington street to the Brookline Branch Railroad depot be laid out as townways.

Fourth. To see what action the town will take on the petition of William I. Bowditch and others, to repress the drinking and billiard saloon in the village.

Fifth. To see what action the town will take in regard to truant children.

Sixth, To see if the town will procure a suitable safe for its books of record and papers.

Seventh. To see if the town will authorize the Selectmen to transfer from any appropriations such amount as may not be needed therefor for other objects duly authorized by vote of the town.

Eighth. To see if the town will cause Washington street to be filled up to a proper grade at the northerly end of the railroad bridge, according to a plan drawn by Whitewell and Henks.

Ninth. To choose a Fence Viewer.

Tenth. To see if the town will raise and appropriate such sums of money as is necessary to carry the foregoing objects into effect.

Eleventh. To hear the report of any committees.

Twelfth. To see what action the town will take in regard to disposing of the old school-house on Heath street by sale or otherwise.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline, this seventh day of September, in the year of our Lord eighteen hundred and fifty-four.

JAMES BARTLETT,
JOHN C. ABBOTT,
DAVID S. COOLIDGE,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, September 13th, 1854.

By virtue of this warrant, I have notified and warned the legal voters of the town of Brookline to meet at the time and place and for the purposes within mentioned, by leaving a printed notice of the same at their several places of residence.

(See file G, No. 59.)

ELISHA STONE,
Constable of Brookline.

Agreeable to the foregoing warrant, the inhabitants, voters of the town of Brookline, assembled at the Town Hall in said town, on the afternoon of Monday, September the eighteenth, eighteen hundred and fifty-four, and were called to order by the Town Clerk at twenty minutes past two o'clock, who then read the warrant calling the meeting and the return thereon.

The First Article in the warrant then coming up in order, the Town Clerk presided during the election of a Moderator, which was done by written ballot, and resulted in the election of Mr. William Dearborn, who took the chair.

The Second Article in the warrant then coming up, it was—

Voted, That the Selectmen be requested to report on each of the streets laid out or widened, separately, and Mr. James Bartlett, Chairman of the Selectmen, presented the following report on the laying out and widening the way leading from Boylston to Walnut street:

REPORT.

At the request of several of the legal voters of the town of Brookline, the Selectmen, after giving legal notice, at least seven days previous, to all persons concerned, proceeded on the 17th day of August, A. D. 1854, to lay out and widen the way leading from Boylston to Walnut street, as follows:

Commencing at the southeasterly corner of said way, thence running across said way in a westerly direction to land of Samuel A. Walker; thence running westerly on land of said Walker twenty-five feet three inches to a stake; thence turning and running northeasterly on land of said Walker eighty-one feet six inches to a stake on the present line of Boylston street; thence running easterly by the line of said street on land of said Walker twenty-three feet six inches to the present line of said way; thence across said way to land of Royal Woodward, Jr.; thence turning and running southwesterly by land of Royal Woodward, Jr., and Capt. Benjamin Bradley, on the present line of said way, to the first named point of beginning, and making said way forty-five feet wide through its entire length.

They also widened Walnut street at its junction with said way, as follows: Commencing at a stake on the present line of said street, thence running northeasterly in a straight line nine feet to another stake on the proposed line of said way; thence turning and running westerly in a straight line seventy feet four inches on land of Samuel A. Walker to a stake on the present line of Walnut street; thence turning and running easterly fifty-six feet four inches to the first point of beginning.

The amount of land taken to widen said street and way is two thousand three hundred and fifty-seven square feet, as shown by the plan accompanying, drawn by Amos R. Binney, and bearing date August 18, A. D. 1854, which was filed in the office of the Town Clerk at least seven days previous to this meeting. The Selectmen would state that, as there are no trees nor fences on said land to be removed, six days would be a reasonable notice to give the owner, and that at the expiration of that time the town will enter upon and make said street and way.

The land taken is all the property of Samuel A. Walker, and the Selectmen, after carefully considering the subject, have awarded him damages in full in the sum of five hundred eighty-one 75-100 dollars.

All of which is respectfully submitted.

(File G, No. 60.) Signed, James Bartlett, *Chairman.*

Voted, To accept and adopt the report.

REPORT OF SELECTMEN ON WIDENING THE NEW STREET WEST OF THE TOWN HALL.

The Selectmen would report that, in view of the future wants of the town in having a suitable and commodious street to accommodate the public travel to and from the new school-house now being erected on the town's land in rear of the Town Hall, after giving written and legal notice, at least seven days previous, to all persons concerned, proceeded on the 17th day of August, A. D. 1854, to widen the new street west of the Town Hall, and leading from Washington to School street, throughout its entire length, as follows, to wit:

Commencing at the stone post on Washington street at the west side of the entrance to said street, thence running in a straight line northeasterly one hundred and forty-nine feet on land of Ransom N. Weld to

a stake on the present line of said street; thence turning and running southwesterly in a curved line on the present line of said street, bearing to the west as it approaches the termination to the first-named point of beginning, and containing five hundred and forty square feet, and belonging to Ransom N. Weld. The street is widened on the east side as follows: Commencing at a stake on Washington street forty feet distant from the first-named point of beginning, thence running easterly in a straight line over land belonging to the town one hundred and sixty-three feet to land of John Gibbs; thence over land of said Gibbs one hundred and sixty feet to Mechanic place; thence turning and running northwesterly by the present line of said place ten feet to a stake at the corner of said place and street; thence turning and running southwesterly by the present line of said street one hundred and sixty feet to a stake; thence turning and running easterly ten feet to the first-named point of beginning on land of said Gibbs, and containing one thousand six hundred feet, and belonging to John Gibbs; the street then crosses Mechanic place, and is widened on both sides to School street by taking land of the town, so that the street as now widened is forty feet wide throughout its entire length, as shown on the accompanying plan, drawn by John F. Edwards, and bearing date August, A. D. 1854, and filed in the office of the Town Clerk at least seven days before this meeting.

As there are neither trees nor fences on the land either of Mr. Gibbs or Mr. Weld, the Selectmen are of opinion that six days would be a reasonable notice to the owners, and that at the expiration of that time the town will enter upon and make said street.

The Selectmen would also recommend that the grade of said street be three feet below the sills of the Town Hall, instead of two, as recommended by a previous report upon said street.

After a careful consideration of the subject, the Selectmen have awarded damages in full for Messrs. Gibbs and Weld, as follows: To Mr. Gibbs, in full for damages, the sum of three hundred and twenty dollars. To Mr. Weld, in full for damages, the sum of one hundred and eight dollars.

All of which is respectfully submitted.

(File G, No. 60.) JAMES BARTLETT, *Chairman.*

Voted, To accept and adopt the foregoing report.

REPORT OF THE SELECTMEN ON WIDENING SCHOOL STREET.

Your Selectmen would report that agreeable to the vote of the town passed at their annual meeting, A. D. 1853, instructing the Selectmen to widen School street, that after giving legal notice to all persons concerned, at least seven days previous, proceeded on the 15th day of August to widen said street, as follows:

Commencing to widen on the west side of said street at a stake on Harvard street (near the corner of School and Harvard streets); thence running westerly in a straight line across land of William Dearborn one hundred and sixty-seven feet to land of James M. Seamans; thence

across land of said Seamans fifty-three feet six inches to land of William O. Churchill; thence across land of said Churchill ninety-two feet six inches to a stake on the present line of the street; thence turning and running easterly by the present line of the street to the first-named point of beginning, and taking one thousand two hundred and one square feet of land of Mr. Dearborn, one hundred and six square feet of land of Mr. Seamans, and fifty-eight square feet of land of Mr. Churchill. They have widened it on the east side as follows: Commencing at a stake on the present line of said street and running westerly in a straight line over land of Mr. Oliver Cousens one hundred and eighty-seven feet to land of the town; thence turning and running northerly three feet to the present line of School street; thence turning and running easterly by the present line of the street to the first-named point of beginning, and containing two hundred and fifty-five square feet; thence crossing land of the town and the new street, it commences at a stake on the town's land, thence running westerly in a straight line one hundred sixty-six feet six inches to land of George S. Cushing; thence across land of said Cushing seventy-nine feet nine inches to land of —— Webster; thence across land of said Webster and Hersey and Clement and the heirs of the late Mrs. Sarah Hall, curving at the junction of School with Washington street, and bearing south it stops at a stake on the present line of Washington street; thence turning and running in an easterly direction by the present line of the street to the town's land; thence turning and running southerly in a straight line seven feet to a stake on the line separating the town's land from the land of George S. Cushing, where it stops, taking land as follows: From Geo. S. Cushing five hundred and ninety-four feet, —— Webster six hundred feet, Hersey and Clement fifty-four feet, heirs of the late Mrs. Sarah Hall one thousand seven hundred and fourteen feet, all as shown on the accompanying plan, drawn by John F. Edwards, and filed in the office of the Town Clerk at least seven days before this meeting.

The Selectmen would recommend the filling up of the lower part of School street, near its junction with Harvard street, according to a plan of the same as drawn by Whitwell & Henks. They would also state that in their opinion thirty days would be reasonable notice to give Messrs. Dearborn, Seamans, Churchill, Cousens, Cushing, Webster, and Hersey & Clement, to move all fences and trees now on the land taken to widen said street, and that at the expiration of that time the town will enter upon and widen said street. In consideration of the buildings to be moved, the Selectmen would state that in their opinion one year from this date would be reasonable notice to the heirs of the late Sarah Hall to move all buildings, fences and trees from the land taken to widen said street, and that at the expiration of that time the town will enter upon and widen said street.

All of which is respectfully submitted.

(File G, No. 60.) JAMES BARTLETT, *Chairman.*

Voted, To accept and adopt the foregoing report.

The Selectmen then presented the following award of damages for land taken to widen School street, which was accepted, to wit:

The Selectmen, after carefully considering the subject, have awarded damages to the several individuals whose land has been taken to widen School street, it being in full for land damages, moving buildings and fences, as follows:

To Mr. William Dearborn, in the sum of one hundred ninety-two dollars	$192 00
" Mr. James M. Seamans, twenty-one dollars	21 00
" Mr. Wm. O. Churchill, eleven 60-100 dollars	11 60
" Mr. Oliver Cousens, fifty-one dollars	51 00
" George S. Cushing, one hundred eighteen dollars 80-100	118 80
" —— Webster, one hundred twenty dollars	120 00
" heirs of Mrs. Sarah Hall, one thousand dollars	1,000 00

Messrs. Hersey and Clement are considered benefited by the widening, and therefore they are not awarded anything. (File G, No. 60.)

The Third Article coming up, requesting that the avenues leading from Washington street to the Brookline Branch Railroad depot be laid out as townways, it was, on motion of Mr. William I. Bowditch—

Voted, That the Selectmen be requested to lay out as townways the avenues leading from Washington street to the railroad station, provided the same can be laid out without expense to the town of any kind, and that they be delivered to the town in good condition.

Article Fourth coming up, to see if the town will repress the drinking and billiard saloon in the village, it was—

Voted, That the Selectmen be directed to use their utmost endeavors to effectually suppress the drinking and billiard saloon in the village, and for this purpose they may retain counsel, and to meet any expenses which may be incurred in the premises, the Treasurer is hereby authorized to borrow, under their direction, not exceeding the sum of five hundred dollars, and that they carry out to the best of their ability the vote of the town passed at the annual meeting on the present subject, and employ the police if necessary.

Article Fifth coming up, to see what action the town will take in regard to truant children, Mr. William P. Atkinson presented the following By-Law, which was accepted and adopted:

BY-LAW OF THE TOWN OF BROOKLINE.

SECTION 1. The town of Brookline hereby adopts the two hundred and ninety-fourth chapter of the Laws of the Commonwealth for the year one thousand eight hundred and fifty, entitled An Act concerning Truant Children and Absentees from School; and also the two hundred and eighty-third chapter of said laws for the year one thousand eight hundred and fifty-two, entitled An Act in addition to an Act concerning Truant Children and Absentees from School.

SECTION 2. Any of the persons described in the first section of said act, on conviction of any of the offences therein described, shall be punishable by a fine not exceeding twenty dollars or by commitment to the county jail or to such institution of instruction, house of reformation, or other suitable situation as may be provided, at the discretion of the Justice of the Peace having jurisdiction of the case and agreeable to the provisions of said act.

SECTION 3. A Justice of the Peace shall be selected at the annual town meeting to have jurisdiction of the offences set forth in said act.

(File G, No. 61.)

Voted, That the By-Law be referred to the School Committee to present to the Court of Common Pleas to be approved.

Sixth Article, to see if the town will procure a suitable safe for the custody of its books of records and papers.

Voted, That the Selectmen be directed forthwith to procure a suitable safe for the custody of the town records, books, and papers, and that the expense thereof be drawn from the appropriation for contingencies or other appropriation not needed, heretofore made by the town.

The Seventh Article coming up, viz., to see if the town will authorize the Selectmen to transfer from any appropriation not needed to such as are, it was—

Voted, That the Selectmen be at all times authorized to draw warrants upon the Treasurer in payment of claims for which the town is legally responsible or for expenses which have been incurred by any committee of the town duly

authorized, although no specific appropriation may have been made by the town for such objects; provided such warrants can be drawn against the appropriations for contingencies or other appropriations the full amount whereof may not be required otherwise.

The Eighth Article coming up, to see if the town will cause Washington street to be filled up at the north end of the railroad bridge, according to a plan drawn by Whitwell and Henks—

Voted, That the Selectmen and Highway Surveyor for that district be authorized to fill said street as they see by the plan.

The Ninth Article coming up, viz., to choose one Fence Viewer, the meeting made choice of Hugh M. Sanborn to be Fence Viewer, and he was sworn by the Town Clerk.

The Tenth Article, to see if the town will raise and appropriate money to carry the foregoing objects into effect, coming up, it was—

Voted, That the Treasurer be authorized to borrow the sum of three thousand three hundred dollars to be appropriated for land damages and grading the streets as widened by the Selectmen, as reported at this meeting.

The Eleventh Article coming up, to hear the reports of any committees, Mr. Samuel Philbrick presented the following report:

REPORT.

The Committee chosen by the town of Brookline at their annual meeting in March last, to take into consideration the petition of Thomas B. Hall in regard to stopping the tide-waters from flowing between the road running from the Boston Mill Dam to Brighton on the north and the Brookline Branch Railroad on the south, and report thereon at some future meeting, now ask leave to report:

That by early attention to the subject they found Amos A. Lawrence was anxious to have the proposed object effected without delay—who proposed to accomplish the same immediately, provided he could have reasonable and equitable aid from the town in defraying the expense, he having obtained the consent of all parties interested therein. From inquiries and examination of all the circumstances which came within the knowledge of your committee, we became fully satisfied that the town, as a corporation, would derive benefit and some saving of expense by thus having the tide-waters kept entirely away from the new county

road called Beacon street, which, having been several times overflowed in some places, rendering travelling for a time unsafe, and washing away the surface, would otherwise have to be raised considerably above its present grade. We therefore felt warranted in giving encouragement to said Lawrence to expect some equitable aid from the town in defraying said expense. In consequence of which, Mr. Lawrence has caused the necessary closing up of water-courses and provided a suitable culvert and flood-gate under the road before named, running from the Boston Mill Dam to Brighton, at an expense of eight hundred dollars, one hundred dollars of which having been subscribed by the Mill Dam Corporation. The Boston and Worcester Railroad Corporation have also closed up the water-course across the Brookline Branch Railroad. Your committee are therefore united in the opinion that it would be equitable and just for the town to pay two hundred dollars to said Lawrence, provided he will give a suitable guarantee to maintain the continued stoppage of the tide-waters as above described during the term of ten years. And we recommend that an appropriation for that purpose be made at the first town meeting when it can legally be done.

All of which is respectfully submitted. For the committee,

SAM'L PHILBRICK,

BROOKLINE, September 18, 1854. (File G, No. 62.) *Chairman.*

Voted, To accept and adopt the foregoing report.

Article Twelfth coming up, viz., to see what action the town will take in regard to disposing of the old school-house on Heath street by sale or otherwise—

Voted, That the Selectmen be authorized to sell the old school-house on Heath street to the best advantage.

Voted, That the way leading from Boylston to Walnut street be named Elm street.

Voted, That the new street on the west side of the Town Hall be named Prospect street.

Adjourned *sine die*.

Attest: B. F. BAKER,
Town Clerk.

GENERAL ELECTION, NOVEMBER 13, 1854.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the thirteenth day of November, inst., it being the second Monday in said month, at one o'clock in the afternoon, at which time and place the polls will be opened and kept open not less than two hours, for the following purposes, to wit:

First. To determine whether the town will send a Representative to the next General Court.

Second To bring in their votes to the Selectmen for the following officers, to wit: For Governor and Lieutenant-Governor of this Commonwealth, for three Senators for this County, a Representative to the Thirty-fourth Congress of the United States from the Fourth District, one County Commissioner for this County, and a Representative to the next General Court, if the town determine to send one; all to be voted for on one ballot.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, on this fourth day of November, in the year one thousand eight hundred and fifty-four.

JAMES BARTLETT,
JOHN C. ABBOTT,
DAVID S. COOLIDGE,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, Nov. 9th, 1854.

By virtue of the within warrant, I have notified and warned the inhabitants, legal voters of the town of Brookline, to meet at the time and place and for the purposes within named, by leaving a printed notice of the same at their last and usual place of residence.

(File G, No. 63.) ELISHA STONE,
Constable of Brookline.

Pursuant with the foregoing warrant, the legal voters of the town of Brookline met in the Town Hall in said town, on Monday, November the thirteenth, at one o'clock in the afternoon, and were called to order by James Bartlett, Chairman of the Selectmen, and the warrant and return were read by the Town Clerk.

Voted, To send a Representative to the next General Court.

The polls were then declared open for the reception of ballots for Governor and Lieutenant-Governor of this Commonwealth, for three Senators for this County, a Representative to the Thirty-fourth Congress of the United States from the Fourth District, one County Commissioner for this County, and a Representative to the next General Court, all to be voted for on one ballot.

At three o'clock, the polls having been kept open two hours, it was—

Voted, That the polls be closed at four o'clock,

—at which time they were declared closed, and the Selectmen sorted and counted the ballots, and the whole number was three hundred and forty-one (341). And the whole number of votes were sorted, counted, and recorded, and declaration thereof made as by the Constitution is directed, and said votes were for the following persons, viz. :

Whole number of votes for Governor of this Commonwealth was three hundred and forty (340), to wit :

Charles Allen, of Worcester, one.
Wendell Phillips, of Boston, one.
Henry Wilson, of Natick, eight.
Henry W. Bishop, of Lenox, thirty-three.
Emory Washburn, of Worcester, ninety-nine.
Henry J. Gardner, of Boston, one hundred and ninety-eight.

The whole number of votes for Lieutenant-Governor of this Commonwealth was three hundred and forty-one.

Increase Sumner, of Great Barrington, had eight.
Edmund Quincy, of Dedham, had one.
Caleb Stetson, of Braintree, had thirty-three.
William C. Plunket, of Adams, had ninety-nine.
Simon Brown, of Concord, had two hundred.

The whole number of votes for Senators was three hundred and thirty-nine, to wit:

William Aspinwall, of Brookline, had eighty-nine.
Edward Potter, of Braintree, had ninety-four.
N. J. Arnold, of Bellingham, had one hundred and five.
Bradford K. Pierce, of Roxbury, had two hundred and six.
Benjamin F. White, of Weymouth, had two hundred and twelve.
James E. Carpenter, of Foxboro, had one hundred and ninety-nine.
Bradford K. Pierce, of Roxbury, had six.
Thomas Kingsbury, of Needham, had two.
Ebenezer Eaton, of Dorchester, had thirty-three.
Laban Souther, of Cohasset, had thirty-three.
John Green, of Dedham, had thirty-three.
Charles D. Head, of Brookline, had one.
Charles Stearns, of Brookline, had one.

The whole number of votes for a Representative to Congress from the Fourth District was three hundred and forty-one, to wit:

William I. Bowditch, of Brookline, had one.
Samuel R. Spinney had thirty-three.
Samuel H. Walley, of Roxbury, had one hundred.
Linus B. Comins, of Roxbury, had two hundred and seven.

The whole number of votes for one County Commissioner for Norfolk County was three hundred and thirty-eight, to wit:

James M. Freeman, of Franklin, had eleven.
Lucas Pond, of Wrentham, had thirty-three.
J. W. Miles, of Franklin, had ninety-four.
Bradford S. Farrington, of Wrentham, had two hundred.

The whole number of votes for Representative to the next General Court was three hundred and thirty-eight. Necessary for a choice, one hundred and seventy.

Marshall Stearns had one.
William I. Bowditch had one.
George Babcock had thirty-three.
Ginery Twichell had eighty-seven.
David Wilder, Jr., had two hundred and sixteen, and was accordingly declared elected Representative to the next General Court.

In the voting the check-list was used, and no person was allowed to deposit his ballot until his name was found and checked on the list. (List on file G, No. 64.)

The business of the meeting having all been transacted, the returns were filled up, signed by the Selectmen and Town Clerk, and sealed up in open town meeting and delivered to the Town Clerk to forward to the office of the Secretary of the Commonwealth.

The meeting was then declared dissolved, by James Bartlett, Chairman of the Selectmen.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

PERAMBULATION OF THE BOUNDARY LINE BETWEEN ROXBURY AND BROOKLINE, OCT. 4, 1854.

Be it remembered that on the 4th day of October, 1854, we, the subscribers, being authorized as the law directs, met and proceeded to perambulate the boundary line between the city of Roxbury and town of Brookline, viz.:

Beginning in the full basin at the junction-point of the boundary lines between the cities of Boston and Roxbury and the town of Brookline, thence in a direct line to the mouth of Muddy Brook (so called); thence by the channel of said brook, crossing and recrossing the Mill Dam Road (so called), to a stone monument on Washington street marked R. and B.; thence continuing by the channel of said brook through the estate of James O. Ward to a stone monument standing in the middle of said brook and forming the junction-point of the boundary lines between the city of Roxbury and the towns of West Roxbury and Brookline, said stone being marked R., W.R., and B.

All of which we agreed to and renewed the day and year before mentioned.

Jos. N. Brewer,	James Bartlett,
George Curtis,	David S. Coolidge,
Charles Hickling,	B. F. Baker, Town Clerk,
Agents of the City of Roxbury.	*Agents of the Town of Brookline.*

A true copy. Attest: B. F. Baker, *Town Clerk.*

(File G, No. 64.)

PERAMBULATION OF THE BOUNDARY LINES BETWEEN THE TOWNS OF BROOKLINE AND NEWTON.

We the undersigned, Selectmen of Newton and Brookline, hereby certify that we, this sixth day of November, A. D. 1854, perambulated the lines between said towns and fixed the several bounds and monuments as follows, viz.:

1st. A stone monument marked R.B.N. near the westerly edge of Troublesome Swamp (so called), which forms the corner bound between Roxbury, Brookline, and Newton.

2d. Thence to an iron monument marked N.B. on the large rock in land of Caleb Crafts.

3d. Thence to a stone monument marked N.B. on the north side of the road near and westerly from the saw-mill.

4th. Thence to a stone monument marked N.B. in Stake Meadow (so called), which monument makes a corner.

5th. Thence to a stone monument marked N.B. on the corner of the wall near Stake Meadow.

6th. Thence to a stone marked N.B. in the wall by the land of Capt. Clark.

7th. Thence to a stone monument marked N.B. on the northerly side of the road near where formerly stood the house of A. Hyde.

8th. Thence to a stone monument marked N.B. on the south side of the Worcester turnpike.

9th. Thence to a stone monument marked N.B. on the westerly side of the road by land of Daniel Kingsbury.

10th. Thence to a stone monument, an abutment stone, marked N.B. at the end of the wall on land of the heirs of Joseph Lee.

11th. Thence to a stone monument marked N.B. in a swail.

12th. Thence to a stone monument marked N.B.B. on the south side in the embankment of the Charles River Railroad in land taken by said railroad of John ——, which forms the boundary corner between Newton, Brookline, and Brighton.

All of which bounds and monuments we have agreed to and renewed this day.

E. J. Collins,
James F. C. Hyde,
John B. F. Fuller,
George Hyde,
Selectmen of Newton.

James Bartlett,
John C. Abbott,
David S. Coolidge,
Selectmen of Brookline.

A true copy. Attest: B. F. Baker, *Town Clerk.*

(File G, No. 65.)

PERAMBULATION OF THE BOUNDARY LINE BETWEEN BROOKLINE AND BRIGHTON.

Be it remembered that on the 20th day of November, 1854, we the subscribers, being authorized as the law directs, met and proceeded to perambulate the boundary line between the towns of Brookline and Brighton, viz.:

Beginning at Smelt Brook where it empties into Charles River, the centre of said river immediately opposite said brook being the beginning of the line between the two towns; thence following said brook to where the original stream crosses the Western avenue; thence from the point in said avenue through the swamp and water to a stone monument marked B.B. by the edge of the swamp; thence in a direct line to a stone monument marked B.B. standing on the southerly side of Harvard street (so called); thence to a stone marked B.B. set in the ground of Isaac Dearborn opposite the land now or late of the heirs of Jonathan Livermore; thence to stone monument marked B.B. standing on the easterly side of Washington street (so called) at the corner of the land of the heirs of the said Johnathan Livermore; thence to a stone monument marked B.B. set in the wall at the corner of the land of James Dana and Timothy Corey; thence in a direct line to a stone monument marked B.B. on the westerly side of Brighton street (so called) nearly opposite the house of Joseph White; thence to a stone monument standing in the Charles River Branch Railroad, formerly land of John Kingsbury, and marked B.B.N., forming the junction-point of the boundary lines between Brookline, Brighton, and Newton.

All of which we agree to and renewed the day and year aforenamed.

James Bartlett,	Wm. R. Champney,
John C. Abbott,	Nath'l Martin,
David S. Coolidge,	David Collins,
Selectmen of the Town of Brookline.	*Selectmen of the Town of Brighton.*

B. F. Baker, *Town Clerk of Brookline.*

A true copy. Attest: B. F. Baker, *Town Clerk.*

(File G, No. 66.)

PERAMBULATION OF THE BOUNDARY LINES BETWEEN BROOKLINE AND WEST ROXBURY.

Be it remembered that on the 20th day of November, 1854, we the subscribers, being authorized as the law directs, met and proceeded to perambulate the boundary line between the towns of Brookline and West Roxbury, viz.:

Beginning at a stone monument standing in the middle of the brook running through the land of James O. Ward marked R.,W.R. & B., being the junction-point of the boundary lines between the city of Roxbury and towns of Brookline and West Roxbury; thence following the centre of said brook and through land of Charles C. Perkins to a stone monument marked W.R.B. in the wall dividing said Perkins' land from land of Joseph Curtis; thence following said wall northeasterly to a stone monument marked W.R.B. standing in the fence between the land of Thomas Lee and Joseph Curtis; thence to a stone monument marked W.R.B. on Perkins street, West Roxbury, and Cottage street, Brookline; thence to a stone monument on the hill in the ground in Edward H. Robbins' land and marked W.R.B.; thence to a white-oak tree standing in the wall on land of Mrs. Wm. H. Eliot marked W.R.B.; thence by said wall to a stone monument marked W.R.B. standing on land of B. Lincoln; thence to a stone monument marked W.R.B. at the corner of Alvin Loker's lane; thence to a stone monument marked W.R.B. on the east side of Loker's land; thence to a stone monument marked W.R.B. in the wall on land of Willard A. Humphrey; thence to a stone monument marked W. R.B. in the wall between the land of A. D. Weld and Randall; thence to a stone monument marked W.R.B. on the south side of Church street in West Roxbury and South street in Boookline; thence to a stone monument at the foot of a tree in A. D. Weld's land and marked W.R.B.; thence to a stone monument in John C. Gore's land marked W.R.B.; thence to a white-oak tree marked W.R.B. standing in the wall; thence across the swamp to a stone monument marked W.R.,N.&B., which forms the corner boundary between West Roxbury, Newton, and Brookline.

All of which we agreed to and renewed the day and year before mentioned.

JAMES BARTLETT,
JOHN C. ABBOTT,
DAVID S. COOLIDGE,
Selectmen of the Town of Brookline.

FRANCIS C. HEAD,
WM. MACCARTY, Agt.,
Selectmen of the Town of West Roxbury.

A true copy.

Attest: B. F. BAKER, *Town Clerk.*

(File G, No. 67.)

ANNUAL MEETING, MARCH 19, 1855.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the nineteenth day of March, current, at one o'clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To choose the necessary town officers for the ensuing year.

Third. To bring in their votes for County Treasurer.

Fourth. To hear and act upon the reports of town officers and committees.

Fifth. To see what action the town will take in respect to repairing the upper part of Heath street.

Sixth. To see what action the town will take in respect to celebrating in a suitable manner its third semi-centennial anniversary.

Seventh. To see if the town will authorize its Treasurer to effect an insurance upon the school-houses of the town.

Eighth. To see if the town will instruct its School Committee to appoint a Superintendent of Public Schools, "to have the care and supervision of said schools, under the direction and control of said School Committee," agreeable to an Act of the Legislature, passed April 15, 1854.

Ninth. To see if the town will erect public scales at the corner of Harvard and Beacon streets.

Tenth. To see if the town will procure a new set of hose for the engine, and a suitable place for the safe keeping of the hydrant-hose carriage.

Eleventh. To see if the town will appropriate money to procure and place a suitable safe in the Town Hall for the preservation of its books of record and papers.

Twelfth. To see if the town will pass a by-law or make an order relating to obstructions in the highways.

Thirteenth. To make such appropriations as may be called for in the reports of any committees for objects heretofore authorized by vote of the town.

Fourteenth. To select a Justice of the Peace to attend to the cases of truant children, agreeable to a by-law adopted by the town September 18, 1854.

Fifteenth. To see if the town will cause the By-Laws of the Town to be reprinted and distributed to the inhabitants.

Sixteenth. To grant and appropriate such sums of money as may be deemed necessary to meet the expenditures of the town for the coming year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this ninth day of March, in the year of our Lord one thousand eight hundred and fifty-five.

JAMES BARTLETT,
JOHN C. ABBOTT,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, March 15th, 1855.

By virtue of the within warrant, I have notified and warned the legal voters of the town of Brookline to meet at the time and place and for the purposes within mentioned, by leaving a printed notice of the same at their last and usual place of abode.

ELISHA STONE,
Constable of Brookline.

(File G, No. 68.)

Pursuant to the forgoing warrant, the inhabitants of the town of Brookline assembled at the Town Hall in said town on the afternoon of Monday, March the nineteenth, eighteen hundred and fifty-five, and were called to order at ten minutes past one o'clock, by B. F. Baker, the Town Clerk, who read the warrant and return thereon, and presided during the election of Moderator.

The meeting being requested to bring in their votes for Moderator, which was accordingly done, and resulted in the election of William I. Bowditch for Moderator, and he accordingly took the chair, and proceeded to take up so much of the warrant as would enable the meeting to choose a Town Clerk.

The votes for Town Clerk being called for, the whole number cast was sixty-four. B. F. Baker had sixty-three, and was declared elected, and was sworn to the faithful discharge of his duties by the Moderator.

The meeting was then called to order by the Moderator, and prayers were offered by the Rev. Matson M. Smith.

The Fourth Article in the warrant—

To hear and act upon the reports of town officers and committees,

—was then taken up, and reports were called for.

James Bartlett, Chairman of the Selectmen, then presented the following report, which was accepted, to wit:

REPORT.

According to the laws of the Commonwealth, the Selectmen submit the following report of the places where guide posts and boards are erected and maintained by the town:

There is a guide post and board thereon standing at the junction of Washington and Boylston streets, directing to Brighton and Newton Upper Falls.

One on the corner of Boylston and Heath streets, directing to Worcester, Newton, and Dedham.

One at the corner of Boylston and Brighton streets, directing to Brighton.

One at the corner of Boylston and Cross streets, directing to Newton Upper Falls, Newton, and Brighton.

One at the corner of Heath and Warren streets, directing to Newton, Dedham, and Brighton.

One at the corner of Clyde and Warren streets, directing to Dedham and Brighton.

One at the corner of Clyde and Newton streets, directing to Brighton, Newton, and Dedham.

One at the corner of Grove and Newton streets, directing to Roxbury and Dedham.

One at the corner of Grove and South streets, directing to Brighton.

One at the corner of South and Newton streets, directing to Dedham, Newton, and Brighton.

One at corner of Warren and Cottage streets, directing to Dedham and Jamaica Plain.

One at corner of Warren and Walnut streets, directing to Jamaica Plain.

One at corner of Washington and Harvard streets, directing to Brighton and Cambridge.

One at corner of Sewell's avenue and Harvard street, directing to Cambridge and Cambridgeport.

One at the corner of Washington and Beacon streets, directing to Boston, Newton Centre, Brighton, and Roxbury.

One at the corner of Harvard and Beacon streets, directing to Boston, Newton Centre, Cambridge, and Cambridgeport.

One at the corner of Beacon street and Western avenue, directing to Newton Centre.

All of which is respectfully submitted.

JAMES BARTLETT,
Chairman of the Selectmen.

(File G, No. 69.)

The School Committee's report, which had been printed and circulated, was then accepted without reading. (File G, No. 69.)

The Treasurer's report, which had been printed and circulated, was accepted without reading. (File G, No. 69.)

The committee on surveying the streets of the town, presented the following report, without reading:

REPORT.

The committee appointed to procure a survey and plans of the streets of Brookline, report that soon after their appointment they made an agreement with Mr. John B. Henk, of the firm of Whitwell & Henk, civil engineers, to proceed with the work. During the summer and early part of the autumn, he completed the survey of and plans of Washington street and Harvard street. His plans, though regarded as very accurate and highly valuable, were finished so slowly that the committee dispensed with his services upon the completion of these streets.

They afterwards contracted with Mr. Henry Curtis to survey and make a plan of Walnut street, which he finished in a neat and correct manner.

These streets, and School street, which had been surveyed by Mr. Henk as a specimen, and plotted on a scale of 30 feet to the inch, making 25 plans in all, and we believe to be sufficiently minute to enable the town to detect any future encroachments upon the highways if any should happen by the removal of the existing walls and fences.

The plan and location of Beacon street filed by the County Commissioners with their check when it was laid out, rendered it unnecessary to make such a survey and plans of that street.

During the last season the demand for engineers on the railroads and other public works was so great as to render the cost of these careful surveys expensive, and the committee thought it prudent to defer for the present similar plans of the other streets where there seemed to be less danger of encroachments being made.

They have these plans reduced to a scale of — feet to the inch, and connected together in a map, to which they caused all the other streets and courts to be added, both public and private, as far as and including Brighton street, with all the houses situated thereon. They recommend that this map be completed by adding all the other streets and houses

in town, and that it be carefully preserved, so that all streets and ways hereafter laid out by individuals or by public authorities may from time to time be added. They also recommend that a reduced map of the town be made from this, which is too large to be conveniently lithographed, and three hundred copies be struck off for the use of the inhabitants of the town, to be furnished to them at such prices as the Selectmen or the town by vote may determine.

To carry out these recommendations, they ask an appropriation of seven hundred dollars, which will, in their opinion, cover all necessary expenses.

BROOKLINE, March 19, 1855. GEO. GRIGGS,
(File G, No. 70.) *For the Committee.*

The committee appointed to erect a new brick schoolhouse upon the town's land, submitted the following report, which was accepted:

REPORT.

The committee appointed by the town to erect upon the town's land a school-house, etc., respectfully report, in part, as follows:

The appropriation for this object was fifteen thousand dollars. The contract price of the school-house is thirteen thousand dollars, exclusive of furnaces, outbuildings, and excavations for the cellar. On this contract your committee have paid the sum of seventy-five hundred dollars ($7500), and they have expended for excavations and removal of earth for well and other purposes, the sum of sixteen hundred and three dollars and fourteen cents ($1603.14), being a total of nine thousand one hundred and fourteen dollars and fourteen cents ($9114.14), the several items of which appear in the report of the Town Treasurer. There will be due to the contractors, when the building is finished, the sum of fifty-five hundred dollars ($5500), and there is a balance in the town treasury to the credit of this appropriation of $5885.86 (fifty-eight hundred and eighty-five dollars and eighty-six cents). The committee request an additional appropriation of four thousand dollars ($4000), to cover expenses of outbuildings, furnaces, furniture, fencing and grading, and finishing complete the buildings and grounds, which items are now mostly under contract. It is expected the buildings will be ready for occupancy by the first of May next.

By order of the committee,
BROOKLINE, March 19th, 1855. JOHN C. ABBOTT,
(File G, No. 71.) *Chairman.*

The committee offer the following resolutions:

Voted, To make an additional appropriation of four thousand dollars ($4,000) for furnishing and completing the new school-house and outbuildings now in process of erection on

the town's land and for fencing and grading the school-house lot, and that this sum be raised by taxation the present year.

Voted, That the Treasurer be authorized to borrow the above-named sum as it may be called for by the Building Committee, in anticipation of taxes.

The Second Article in the warrant was then taken up, and the meeting voted to choose three Selectmen for the ensuing year. The polls were accordingly opened, and the voters present proceeded to bring in their votes for Selectmen.

The whole number of votes cast was one hundred. James Bartlett had one hundred, Marshall Stearns had one hundred, Howard S. Williams had eighty-five, and they were accordingly declared elected, and were sworn to the duties of that office by the Moderator.

Voted, That the Selectmen be the Overseers of the Poor.

Voted, To choose three Principal and three Assistant Assessors for the ensuing year.

The whole number of votes cast was one hundred and twenty-one, and Willard A. Humphrey, Jerathmael Davenport and Frederick J. Williams were chosen Principal Assessors, and Wm. H. Jameson, Thomas B. Hall and George Craft were chosen Assistant Assessors for the ensuing year. Messrs. W. A. Humphrey, J. Davenport, Fred. J. Williams and Thomas B. Hall were sworn to the faithful discharge of the duties of that office by the Moderator.

The meeting then proceeded to vote for Town Treasurer, and the whole number cast was one hundred and one, and Moses Withington had one hundred and one and was declared elected, and was sworn to the faithful discharge of the duties of the office by the Moderator.

Voted, That the Treasurer be Collector of Taxes.

Voted, To choose a School Committee of seven for the ensuing year.

The whole number of votes was one hundred and thirty-eight. Rev. John S. Stone had 130, Rev. Matson M. Smith had 130, Rev. Fred. N. Knapp had 130, Rev. T. B. Hayward had 130, Edward A. Wild, M. D., had 130, Wm. A. Wellman had 130, Charles Warren (Washington street,)

had 102, and they were declared duly elected to the office of School Committee for the ensuing year.

Voted, To choose three Highway Surveyors for the ensuing year.

The whole number of votes was one hundred and one. William J. Griggs had 97, Thomas C. Quimby had 98, John W. Warren had 97, and were declared duly elected and sworn to the duties of that office by the Moderator.

Voted, To choose seven Constables for the ensuing year.

The whole number of votes was one hundred and four. Augustus Allen had 104, Elisha Stone had 96, Hugh M. Sanborn had 104, Joseph Bradley had 88, John Dustin had 85, Sam'l L. Lyford had 84, F. Henry Corey had 99, and they were declared duly elected; and Messrs. Augustus Allen, Elisha Stone, H. M. Sanborn, John Dustin, S. L. Lyford, were sworn to the duties of the office by the Moderator.

Voted, Not to choose Tythingmen.

Voted, To choose fifteen Field Drivers for the ensuing year.

The meeting then nominated and chose George W. Bird.

Voted, That the board chosen at the annual meeting last year constitute the board for the ensuing year, consisting of the following gentlemen, viz.: Marshall Russell, Rufus S. Allen, Charles G. Colbath, Simon Warren, Jerathmael Davenport, Horace James, George W. Bird, Geo. Griggs, David H. Daniels, Moses Jones, Jr., Wm. H. Jameson, Charles Burrell, William O. Churchill.

Messrs. Clark L. Haynes and Thomas C. Quimby were chosen Fence Viewers.

Messrs. Elisha Stone, J. Anson Guild and David S. Coolidge were chosen Surveyors of Lumber and Measurers of Wood and Bark.

Mr. Charles Tolman was chosen Sealer of Leather.

Mr. Charles Smith was chosen Pound Keeper.

Messrs. Jesse Bird, Sam'l Philbrick and Harrison Fay were chosen Cemetery Committee.

Messrs. Charles D. Head, Charles W. Scudder and Edward Atkinson were chosen Auditors.

Messrs. Augustus Allen, Charles L. Palmer and Wm. J. Griggs were chosen Fire Wards.

The meeting then brought in their votes for County Treasurer. The whole number cast was sixty-four (64), all for Chauncy Churchill, of Dedham, and the result was so declared in open town meeting, and return of the same was made under seal to the Clerk of the Court of Common Pleas for the County of Norfolk by the Town Clerk of Brookline.

In all the voting by ballot the check-list was used. (File G, No. —.)

Reports of committees were then called for by the chair, and George F. Homer presented the following report:

REPORT.

The committee appointed by the town, October 14th, 1852, to take charge of the legal proceedings instituted in the Supreme Court by the Boston and Worcester Railroad Corporation to test the validity of the laying out of Beacon street across the bed and track of said railroad on a level therewith, respectfully report that this case was argued before the full bench of the Supreme Court of this State at the October term thereof for the County of Norfolk, and that the Court now have the same under advisement.

The railroad company considered this case as the most important one that they ever had for judicial investigation, and they spared no pains or expense in preparing and pressing their case to the Court. They viewed and treated the case as a test case. The Hon. Richard Fletcher appeared for the corporation, and the Hon. Rufus Choate for your committee.

The expense incurred by the committee in defending the laying out of Beacon street amounts to a total sum of one thousand dollars, of which the County Commissioners have agreed to pay from the County Treasury the sum of four hundred dollars, leaving a balance of six hundred dollars ($600) to be provided for by the town, and the committee accordingly ask from the town an appropriation of six hundred dollars for this object. This amount will pay for the counsel fees and expenses thus far incurred in the case. And as the law was so fully discussed and argued at the hearing before the full bench at the October term of the Supreme Court for Norfolk County, it is not probable any more expense will be incurred in the legal proceedings now pending.

The committee, in view of the great importance of this subject to the general system of highways throughout the State, would recommend that they be authorized by the town to make application to the General Court for such legislation on this subject as may attain and secure the end desired.

For the Committee,

BROOKLINE, March 19, 1855. GEO. F. HOMER, *Chairman.*

(File G, No. 72.)

Voted, To accept the report and that the subject be referred back to the same committee to apply to the Legislature for a law on the subject, as recommended in the report.

Article Fifth was then taken up, to wit:

To see what action the town will take in respect to repairing the upper part of Heath street.

Voted, That the sum of one hundred dollars be added to the appropriation for highways, to be expended for that object.

The Sixth Article coming up, viz.:

To see what action the town will take in respect to celebrating in a suitable manner its third semi-centennial anniversary,

—it was—

Voted, That a committee of twelve citizens be chosen to take the matter under consideration, and report at a future meeting.

Voted, That the committee be appointed by the chair.

The chair accordingly appointed the following gentlemen to constitute said committee: Messrs. Thomas Griggs, Otis Withington, John Howe, Charles Wild, Amos A. Lawrence, Samuel Craft, Timothy Corey, James Robinson, Abijah W. Goddard, Samuel Clark, Charles Heath, Jerathmael Davenport.

The Seventh Article coming up, viz.:

To see if the town will authorize its Treasurer to effect an insurance upon its school-houses,

—it was—

Voted, That the Selectmen be and hereby are instructed to insure the four new school-houses for three-fourths their value.

The Eighth Article was then taken up, viz.:

To see if the town will instruct its School Committee to appoint a Superintendent of Public Schools "to have the care and supervision of said schools, under the direction and control of the School Committee," agreeable to an Act of the Legislature passed April 15, 1854.

It was—

Voted, That the subject be referred to the School Committee, to report thereon at the next annual meeting or at any meeting previous if they think it necessary.

It was also—

Voted, That the School Committee be instructed to present, in their future annual reports to the town, information upon the following topics:

1st. The number of scholars registered in each school, and the average attendance.

2d. The number of monthly visits made to each school, when made, and by what members of the committee.

3d. The examinations made of the several schools, when, and by what members of the committee.

4th. The several meetings of the School Committee, when holden, and attended by what members of the committee.

The Ninth Article was then taken up:

To see if the town will erect public scales at the corner of Beacon and Harvard streets.

It was—

Voted, That the Selectmen be and hereby are instructed to erect public scales on the corner of Beacon and Harvard streets, at an expense not exceeding three hundred dollars.

The Tenth Article was then taken up:

To see if the town will procure a new set of hose for the fire-engine, and a suitable place for the safe keeping of the hydrant-hose carriage.

It was—

Voted, That the Selectmen and four citizens appointed by the chair constitute a committee to take the whole subject into consideration, and report thereon at the adjourned meeting.

The chair appointed Messrs. Augustus Allen, Charles L. Palmer, Ansel H. Waterman and Jerathmael Davenport as the gentlemen to be added to the Selectmen to fill the committee.

Voted, To lay the Eleventh Article on the table.

The Twelfth Article was then taken up:

To see if the town will make an order or pass a by-law relating to the obstruction of streets.

It was—

Voted, That the Highway Surveyors be and are hereby instructed to clear all limbs of trees and remove all obstructions from the highways of the town.

Voted, To lay the Thirteenth Article on the table.

The Fourteenth Article coming up:

To select a Justice of the Peace to attend to the cases of truant children, agreeable to a by-law adopted by the town Sept. 18, 1854,

—Charles Pope, Esq., was nominated and chosen as the Justice of the Peace to attend to such cases.

Messrs. Jerathmael Davenport, Samuel Philbrick and Augustus Allen were selected and chosen as suitable persons to make complaint against such as they may know to be truant children.

Voted, That the Thirteenth Article be now taken up, viz.:

To see if the town will make such appropriations as may be called for in the reports of any committees for objects heretofore authorized by vote of the town.

It was—

Voted, That the sum of one thousand dollars be appropriated for the use of the committee for taking charge of the case of the Boston and Worcester Railroad Corporation against the town for crossing their road at grade. (See report, page [501].)

Voted, That the sum of four thousand dollars be appropriated for the use of the committee for building the new Grammar school-house, and that the Treasurer be and hereby is authorized to borrow that sum as it may be called for by the Building Committee.

On motion of Charles Wild, M. D., it was—

Voted, That a committee of three be appointed by the

Moderator to consider the expediency of laying out a road in continuation of School street by the Episcopal Church, to terminate near Oakland place, on the Mill Dam road, and to report thereon as soon as may be.

The chair appointed Messrs. Charles Wild, William Aspinwall and William J. Griggs as the committee to attend to the subject.

Voted, To adjourn, to meet in the same place on Monday, the second day of April next, at three o'clock in the afternoon.

Adjourned.

Attest: B. F. BAKER,
Town Clerk.

In conformity with the laws of the Commonwealth, the Town Clerk forthwith issued his warrant and delivered the same to Constable Elisha Stone, requiring him to summon all officers chosen to appear before the Town Clerk within seven days from the reception of such summons and be sworn to their respective offices, where an oath is required by law, or to signify their acceptance or refusal of the office to which they were respectively chosen.

Attest: B. F. BAKER,
Town Clerk.

(File G, No. 73.)

NORFOLK, ss. BROOKLINE.

Then personally appeared before me and were sworn at the times set against their names, or signified their acceptance or refusal of the several offices to which they had been chosen.

B. F. BAKER,
Town Clerk.

Mar. 29. Sworn. Wm. H. Jameson, } Assistant
" 24. " George Craft, } Assessors.

" 22. Decl'd. George W. Bird, Marshall Russell,
Geo. Griggs, Rufus S. Allen.
" 26. " David H. Daniels, Chas. G. Colbath, } Field
" 22. Sworn. Moses Jones, Jr., Mar. 24. Sworn. Simon Warren,
" 29. Decl'd. Wm. H. Jameson, J. Davenport, } Drivers.
Charles Burrell, Horace James,
Wm. O. Churchill,

" 26. Sworn. Joseph Bradley, Constable.

" 27. " Clark L. Haynes, } Fence
" 21. " Thos. C. Quimby, } Viewers.

" 20. " Elisha Stone, } Surveyors of Lumber
" 26. " J. A. Guild, } and
D. S. Coolidge, } Measurers of Wood and Bark.
Chas. Smith, Pound Keeper.
Chas. W. Tolman, Sealer of Leather.

" 21. Acp'd. Rev. John S. Stone, }
" 23. " " M. M. Smith, }
" 21. " " Fred'k N. Knapp, } School
" 23. " " T. B. Hayward, }
" 22. " Mr. Wm. A. Wellman, } Committee.
" Edw. A. Wild, }
" Chas. Warren, }

" 25. " Jesse Bird, }
" 26. " Sam'l Philbrick, } Cemetery Committee.
" 23. " Harrison Fay, }

" 27. " Chas. D. Head, }
" 23. " Chas. W. Scudder, } Auditors.
" 24. " Edw. Atkinson, }

" 21. " Augustus Allen, }
Chas. L. Palmer, } Fire Wards.
W. J. Griggs, }

ADJOURNED ANNUAL MEETING, APRIL 2, 1855.

Pursuant to the adjournment of the nineteenth day of March, the inhabitants of the town of Brookline met in the Town Hall in said town, on the afternoon of Monday, April the second, in the year of our Lord one thousand eight hundred and fifty-five, at three o'clock.

The Moderator called the meeting to order, and read a list of the officers chosen at the last meeting who had not qualified themselves or who had neglected to give proper notice of their refusal of such office to the Town Clerk.

Voted, That three Field Drivers be the number for the ensuing year.

Hugh M. Sanborn was chosen Pound Keeper.

D. S. Coolidge was chosen Surveyor of Lumber and Measurer of Wood and Bark.

Charles W. Tolman was chosen Sealer of Leather.

Edward A. Wild and Charles Warren (Washington street) were chosen School Committee, and accepted the office.

William H. Jameson was chosen an Assistant Assessor, and was sworn by the Moderator.

Voted, To choose an additional Constable.

Whole number of ballots, sixty-four. A. H. Clapp had thirty; J. M. Russell had thirty-five, and was declared elected.

Voted, To excuse William P. Atkinson from serving on the Building Committee of the new Grammar school-house and the committee for surveying the streets.

Marshall Stearns gave notice that he should move a reconsideration of the vote passed at the last town meeting, whereby the town appropriated the sum of one thousand dollars for the use of the committee having the suit of the Boston and Worcester Railroad Corporation against the town for crossing their road at grade in charge.

The committee chosen at the last meeting to take into consideration the wants of the town in respect to a complete fire apparatus, made the following report:

REPORT.

The committee appointed at the annual town meeting, held on the 19th of March, 1855, to ascertain what is necessary for the town to procure to equip it with apparatus sufficient for the better extinguishing of fires, and report thereon at the adjourned meeting, would state that after having given the subject their careful attention, would report that the town needs new hose for the fire-engine, a new hook or hooks, and several ladders suitable to be used at fires, and a good, substantial carriage on which to convey the same to and from fires, a reservoir near the Town Hall that shall hold at least four hundred hogsheads of water; also, a lot of land whereon to erect a building of sufficient capacity to accommodate the hook and ladder and hydrant-hose carriages and their companies, the present engine-house being too small to accommodate any more than the present engine and company.

After making careful enquiries, the estimated cost of what is necessary to complete the fire equipage of the town to extinguish fires with facility is as follows, to wit:

Six hundred feet of new hose	$500 00
Hooks, ladders, and carriage for the same	200 00
Land and house for the hook and ladder, and hydrant-hose carriages	1,300 00
Reservoir	1,000 00

Your committee would recommend that the town procure the whole or a part of the same the present year.

All of which is respectfully submitted. JAMES BARTLETT,
Chairman.

(File G, No. 74.)

Voted, To accept the foregoing report.

Article Fifteenth was then taken up, viz.:

To see if the town will cause the By-Laws of the Town to be reprinted and distributed to the inhabitants.

It was—

Voted, That the Selectmen cause the By-Laws to be reprinted and distributed to the inhabitants.

The committee chosen at the last meeting to take into consideration the subject-matter of the Sixth Article of the warrant, to wit:

To see what action the town will take in respect to celebrating in a suitable manner its third semi-centennial anniversary,

—made the following report:

REPORT.

The committee chosen at the annual meeting, March 19th, 1855, to consider the subject of celebrating the third semi-centennial anniversary of the town, having held a meeting, ten of the twelve chosen being present, would respectfully report that, after a full and deliberate discussion, it was unanimously agreed to recommend to the town to defer the subject until the next centennial anniversary. Your committee was brought to this conclusion by the following circumstances, to wit:

First. It occurs at an inclement season of the year—24th November.

Second. There is no church in town sufficiently large to seat such a number as it might be supposed would like to attend the services.

Third. There is no room in town of sufficient capacity to accommodate all who might wish to partake of a collation.

In behalf of the committee,

BROOKLINE, April 2d, 1855. OTIS WITHINGTON, *Sec'y.*

(File G, No. 75.)

Voted, To accept the foregoing report.

On motion of Mr. Marshall Stearns, it was—

Voted, That the vote passed at the last annual meeting whereby the town appropriated $1,000 (one thousand dollars) for the use of the committee on the suit brought against the town by the Boston and Worcester Railroad Corporation for crossing their railroad with the new road known as Beacon street at grade, be and is hereby reconsidered.

Voted, That the sum of six hundred dollars be and hereby is appropriated to pay the counsel fees and expenses already incurred by the committee in the above-mentioned certiorari case.

Voted, That a committee of two be chosen by nomination to carry out the plans recommended by the committee in their report on the best course to be pursued to furnish the town with better facilities for extinguishing fires. (See report on page [507].)

Voted, That the three Selectmen be added to the committee,

—and the committee consisted of the following gentlemen, to wit:

Messrs. James Bartlett, Marshall Stearns, Howard S. Williams, Selectmen
Augustus Allen, Oliver Cousens, and Committee appointed.

Benj'n F. Baker was chosen Fire Ward, and accepted.

Voted, That the list of delinquent tax-payers be printed in the Treasurer's report.

Voted, That those who do not pay their taxes within one month after the legal time be considered as delinquents.

Article Eleventh was then taken up, to wit:

To see if the town will procure and place in the Town Hall a suitable safe for the preservation of its records.

It was—

Voted, That a committee of three be appointed by nomination at large to place in the Town Hall a suitable safe for the preservation of the town records; also, to alter and

arrange the lower part of the Town Hall now occupied for school-rooms, agreeable to and to correspond with a plan submitted to the meeting by J. Davenport.

Voted, That the sum of six hundred dollars be and hereby is appropriated to carry that object into effect.

Voted, That the following gentlemen be a committee to take charge of and carry out the intentions of the foregoing votes, viz.: Jerathmael Davenport, James Bartlett, Howard S. Williams.

The Sixteenth Article was then taken up, viz.:

To grant and appropriate such sums of money as may be deemed necessary to meet the expenditures of the town for the ensuing year, .

—and the following appropriations were voted to meet the expenses of the town for the current year, to wit:

For the support of poor	$1,200 00
" " " schools	9,200 00
" " " highways	2,000 00
repairing Heath and Warren streets	200 00
county tax	5,100 00
state tax	2,500 00
general expense of Fire Department	600 00
new hose for fire-engine	500 00
hook and ladder carriage	200 00
purchasing land and erecting a building thereon for hook and ladder and hydrant hose	1,300 00
reservoir near Town Hall	1,000 00
collecting taxes	300 00
abatement of taxes	400 00
town officers	1,200 00
repairing town buildings	200 00
extinction of town debt	2,000 00
interest on town debt	2,600 00
a flag-staff for the engine company	100 00
cemetery	150 00
lighting Town Hall and streets	600 00
sidewalks	200 00
prosecuting violations of the liquor law	200 00
contingencies	1,000 00
complete the survey of the streets	700 00
land damages, grading and widening streets	1,700 00
paving gutters and relaying drains	300 00
insurance on town buildings	300 00
ringing bell	100 00
new hay-scales, corner Harvard and Beacon streets	300 00
stopping tide-water from Beacon street	200 00
safe, and altering Town Hall rooms	600 00
counsel fees and expense of committee on certiorari	600 00
furnishing and completing new school-house	4,000 00
	$41,550 00

Voted, That the list of taxes for the year 1854 be printed under the direction of the board of that year; also, that the list for the year 1855 be printed under the direction of the present Board of Assessors.

Voted, That a list of the assets of the town be printed in the Treasurer's annual report.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, MAY 23, 1855.

Constitutional Amendments.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] Commonwealth of Massachusetts.

Norfolk, ss.

To either of the Constables of the Town of Brookline,

Greeting:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Wednesday, the twenty-third day of May, at three o'clock in the afternoon, at which time and place the polls will be opened and kept open not less than two hours, for the following purposes, to wit:

To bring in their votes to the Selectmen on the proposed Articles of Amendment to the Constitution, each article to be voted for separately upon one ballot, as follows, to wit:

On the First Article of Amendment, Yes or No.
On the Second Article of Amendment, Yes or No.
On the Third Article of Amendment, Yes or No.
On the Fourth Article of Amendment, Yes or No.
On the Fifth Article of Amendment, Yes or No.
On the Sixth Article of Amendment, Yes or No.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals, this fourteenth day of May, in the year of our Lord eighteen hundred and fifty-five.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, May 17th, 1855.

By virtue of the within warrant, I have notified the inhabitants of the town of Brookline, qualified to vote at elections, to meet at the Town Hall in said town, at the time and for the purposes within mentioned, by leaving a printed notice of the same at their last and usual place of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 76.)

In pursuance of the foregoing warrant, the qualified voters of the town of Brookline met at the Town Hall on the afternoon of Wednesday, May the twenty-third, eighteen hundred and fifty-five, and were called to order at ten minutes past three o'clock, by James Bartlett, Chairman of the Board of Selectmen.

The Town Clerk then read the warrant and the return thereon.

The polls were then opened and kept open until five o'clock, when the meeting voted to keep them open until half-past five o'clock, at which time the polls were declared closed, and the result of the voting was found to be as follows, to wit:

The whole number of ballots cast was ninety-one.

On the First Article of Amendment: Yeas, eighty-five (85); Noes, six (6).

On the Second Article of Amendment: Yeas, eighty-five (85); Noes, six (6).

On the Third Article of Amendment: Yeas, seventy-five (75); Noes, sixteen (16).

On the Fourth Article of Amendment: Yeas, sixty-eight (68); Noes, twenty-three (23).

On the Fifth Article of Amendment: Yeas, eighty-eight (88); Noes, three (3).

On the Sixth Article of Amendment: Yeas, eight (8); Noes, eighty-three (83).

During the voting the check-list was used, and no person was allowed to vote until his name was first found and checked on the list.

The votes were sorted, counted, declaration thereof made, and sealed up in open town meeting and delivered to the Town Clerk to transmit to the Secretary of State, and the meeting was then dissolved, by Mr. James Bartlett, Chairman of the Selectmen.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

List of Soldiers in Brookline, taken by the Assessors, May, 1855.

Thomas M. Coffran
Francis Caverly
Lewis B. Doe
Noah Coffran
Ira Stubbs
Simon F. Barstow
John A. Burnham
Isaac E. Bates
Frederick Stone
William Almy
A. A. Lawrence
Thomas B. Hall
E. F. Allen
I. H. Paige
Austin Sumner
William Chaplin
Patrick Carroll
Henry A. Kelley
Frederick Almey
M. J. Mandall
Frederick H. Allen
George Griggs
John W. Griggs
S. L. Lyford
Christopher Campbell
Henry Upham
Henry W. Palmer
John H. Webber
Henry H. Bowditch
Nathan Mosman
Thomas F. Alvord

Charles Kimball
William Lincoln
George M. Dexter
William S. Dexter
Charles U. Cotting
Michael Golher
A. A. Frazer
Douglas Frazer
Joseph Thayer
John Mitchell
James Robinson
Peter Rooney
Sam'l A. Robinson
Thomas B. Griggs
G. W. Atkinson
John Laughton
Thomas B. Pope
John H. Dane
Rufus R. Bishop
Charles Allen
Patrick McAvoy
William Stearns
Philip Lemmis
Nathan Dorr
Elbridge F. Law
William J. Griggs
—— Hayes
Benj'n Wells, Jr.
Joshua H. Putnam
E. C. Emerson
Josiah M. Russell

John Scott
Isaac Dearborn
John Ryder
D. S. Coolidge
James Coolidge
A. J. Harrington
John Stuart
John Shepherd
William D. Coolidge
James M. Seamans
William Bramhall
Thomas ——, at Bramhall's
Josiah Gooding
Chas. F. Huntington
Robert S. Littell
B. F. Dane
Otis Vinal
Walter Lawton
Lorenzo Stephens
Edw. Chamberlin
Timothy Corey
F. Henry Corey
F. A. Corey
William Dolan
Daniel Dolan
—— Andrew
Hayward Pott
Edw. F. Head
Edw. Ritchie
Moses Jones, Jr.
Thomas H. Bacon

Charles Herrick
George B. Blake
Gardner S. Kathen
George McCarty
Charles W. Tolman
James Rooney
Chas. Warren, Wash'n St.
Chas. Warren, Walnut St.
Michael Mahan
James Alger
Jonathan P. Sanborn
Charles L. Palmer
George E. Carlton
Ariel Coffran
Francis H. Lane
Ransom N. Weld
John C. Weld
Alex. C. Studley
Reuben A. Chace
Geo. W. Bird
Elisha Jacobs
Albert W. Smith
Robert S. Davis
Benj. Hobart, Jr.
—— Daniels
George E. Bogman
Peter W. Pierce
—— Turnbull
F. M. Lyford
—— Keith
—— Brown
—— McDonough
—— French
David S. Dutton
Charles P. Trowbridge
Wilber Dexter
Geo. F. Whiting
Edwin Field
Henry Whiting
Oliver Cousens
John E. Cousens
Ephraim Church
Thomas S. Pettingill
James W. Jones
Daniel H. Rogers
Charles Burrell
George F. Homer
Benjamin Bradley
William H. Jameson
Z. F. Brett

Joseph Bradley
Horace James
H. C. Cutting
Edw. A. Dana
Thomas Seaverns
Charles B. Dana
William Pope
William Aspinwall
George S. Cushing
John Gibbs
Ansel G. Mathew
John C. Cook
William K. Melcher
Francis Doherty
John A. Barickman
Charles T. Brackett
Jack Whiting
George Thomas
Henry Gallup
Lewis Searle
John Leavy
George Gleason
James Edmond
Seth W. Fowle
Charles Townsend
Patrick Nolton
Royal McIntosh
G. W. Stearns
M. P. Kennard
John S. Kennard
Henry Lee, Jr.
Francis Fisher
Thomas Penniman
Eli D. Sanderson
W. J. Humphrey
John H. Henshaw
Francis Henshaw
William Rooney
Jonas M. Miles
L. K. Miles
L. M. Miles
John A. Fairbank
D. Augustus Briggs
Edw. R. Seccomb
William B. Town
Richard Hills
Alfred Kenrick, Jr.
Solomon Crosby
John Colby
Geo. H. Brooks

John Aspinwall
James Walworth
Gardiner H. Clarke
A. W. Seamans
Thomas C. Baldwin
Luke Baldwin, Jr.
Sam'l P. Baldwin
Weller Baldwin
Charles Pope
William H. Spear
Geo. W. Haven
Howard S. Williams
Nathaniel Lyford
John H. Wakefield
John M. Wright
George E. Hersey
George C. Barney
David T. Kenrick
George Stoddard
Charles Smith
James Oliver
David H. Daniels
Henry A. Mellen
George Mellen
Simeon Taylor
Chas. H. Heath
Augustine Shurtleff
John Dorr
William Bird
Patrick Hogan
John D. Kelley
William Mahoney
Thomas Curry
Benj'n N. Jewett
Aaron Whitney
Joseph Batchelder
Charles A. Batchelder
John O. Libbey
James Kerrigan
Joseph Archer
George Young
J. Anson Guild
L. R. Richmond
Moses Stone
Benjamin Leeds
Eben Wright
Michael Downe
Chas. F. Foster
Charles Warren
A. H. Lambert

William A. Wellman
William I. Bowditch
John N. Turner
Chas. W. Scudder
Isaac Taylor
Charles Smith
Silas Langley
Ashley Langley
Leonard Dame
Eben W. Reed
Charles H. Hawes
John Warren
John Zecher
Samuel Hanson
John L. Sheriff
Thaddeus Townsend
Thomas Townsend
Sanford Roby
Daniel Mahoney
Marshall Russell
John S. Woods
T. E. Francis
Alfred James
Abijah C. Stone
James F. Burdit
A. C. Saunders
Albert Woodbury
Charles D. Head
George J. Perry
William Dwight, Jr.
Wilder Dwight
John Flannigan
Simon Warren
Alonzo Bowman
William Taffe
Geo. Craft
Charles Craft
Wm. J. Hyde
George W. Goodnow
Xanthus Goodnow
James Moore
Thomas Parsons
John Dustin
A. H. Clapp
John McCormack
Alvin A. Rice
B. F. Baker
John Murray

Daniel S. Kendall
Edw. C. Broadhead
John Kilroy
William Hadskins
Albert A. Cobb
J. E. Cabot
William Heath
Wm. H. Lenord
J. S. Warren
George W. Rollin
William Claney
Joseph Gutterson
Samuel McIntire
Henry K. White
John Park
Wm. H. Slocum
George Atkinson
Edw. Atkinson
John H. A. Tappan
B. F. Kendall
Alfred Winsor
Lafayette Thayer
William S. Wilson
John A. Bird
Samuel Clark
Benj'n W. Clark
Clark S. Bixby
A. L. Cutler
George N. Hill
Robert Kirkpatrick
Edw. W. Cutler
James M. Howe
George J. Fisher
George D. Wild
Henry Whitney
Michael O'Dea
Otis Smith
Edwin Clark
James O'Connell
Fletcher Johnson
Mathew Frawley
James Driscoll
Philip Duffey
William Currey
Timothy Maroney
William Sumers
John McMahan
Patrick Malony

A. H. Waterman
Geo. Penniman
Charles Follen
William White
Joseph L. White
Wm. P. Atkinson
G. T. Goddard
Rufus S. Allen
John E. Horr
John Miskill
Thomas O'Dea
John Carmondy
John Daley
Cornelius O'Herne
Thomas Coy
Francis Daly
James Mitchell
Patrick Keenan
Michael Glynn
Owen Cassidy
Patrick Hickey
James Murphy
William Hicks
Michael Hicks
Patrick McAvoy
Francis Ward
Dennis Driscoll
Jerre Flannegan
Samuel D. Hills
Cyrus Lock
Albert Clifford
Charles G. Colbath
John D. Witcher
David A. Hodgsden
—— Stuart
Thomas Dillon
Michael Gleason
George W. Butters
Patrick Savage
Sylvester Kimball
Mears Orcutt
Royal Woodward
Ira A. Dutton
James Morse
John D. Kelly
Charles Chase
Samuel Chase
Richard Rawson
Nathaniel W. Brackett

Recorded and returned July the 3d, 1855.

Attest: B. F. Baker,
Town Clerk.

(File G, No. 77.)

GENERAL ELECTION, NOVEMBER 6, 1855.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Tuesday, the sixth day of November next, it being the Tuesday next after the first Monday in said month, at one o'clock in the afternoon, at which time and place the polls will be opened, and kept open not less than two hours, for the following purposes, to wit:

First. To determine whether the town will send a Representative to the next General Court.

Second. To bring in their votes to the Selectmen for the following officers, to wit: For Governor, Lieutenant-Governor, Attorney-General, Secretary of State, Treasurer and Receiver-General, and Auditor of Accounts for this Commonwealth; three Senators, one County Commissioner, Treasurer, and Register of Deeds for the County, and a Representative to the next General Court, if the town determine to send one; all to be voted for on one ballot.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this twenty-seventh day of October, in the year of our Lord eighteen hundred and fifty-five.

JAMES BARTLETT,
MARSHALL STEARNS,
Selectmen of the Town of Brookline.

NORFOLK, ss. BROOKLINE, Oct. 31, 1855.

By virtue of the within warrant, I have notified the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, at the time and for the purposes within mentioned, by leaving a printed notice at their last and usual place of residence.

JOHN DUSTIN,
Constable of Brookline.

(File G, No. 78.)

In pursuance of the foregoing warrant, the legal voters of the town of Brookline assembled at the Town Hall, on Tuesday afternoon, November the sixth, A. D. 1855, at one o'clock, and were called to order by James Bartlett, Chairman of the Board of Selectmen.

The warrant and return thereon was then read by the Town Clerk.

The First Article in the warrant, viz. :

To determine whether the town will send a Representative to the next General Court,

—was then taken up, when it was—

Voted, That the town send a Representative to the next General Court.

The polls were then declared opened for the reception of votes for Governor, Lieutenant-Governor, Attorney-General, Secretary of State, Treasurer and Receiver-General, and Auditor of Accounts of this Commonwealth ; for three Senators, one County Commissioner, Treasurer, and Register of Deeds, for this county, and a Representative from this town to the next General Court—all to be voted for on one ballot. The polls were kept open until fifteen minutes past four o'clock, when, on motion, it was voted that the polls be now closed, and the chairman of the Selectmen accordingly declared them closed. The Selectmen sorted and counted the ballots, and the whole number was four hundred and four. And the whole number of votes were sorted, counted and recorded, and declaration thereof made in open town meeting, as by the Constitution is required, and said votes were for the following persons, to wit :

The whole number of votes for Governor of this Commonwealth was three hundred and ninety-five.

Julius Rockwell, of Pittsfield, had forty-nine.
Erasmus D. Beach, of Springfield, had seventy-three.
Samuel H. Walley, of Roxbury, had ninety-four.
Henry J. Gardner, of Boston, had one hundred and seventy-nine.

The whole number of votes for Lieutenant-Governor of this Commonwealth was three hundred and ninety-four.

Simon Brown, of Concord, had forty-eight.
Caleb Stetson, of Braintree, had seventy-one.
Moses Davenport, of Newburyport, had ninety-eight.
Henry W. Benchley, of Worcester, had one hundred and seventy-five.

The whole number of votes for Attorney-General for this Commonwealth was three hundred and ninety-six.

E. Rockwood Hoar, of Concord, had fifty-three.
Nathaniel J. Lord, of Salem, had seventy-two.
Reuben A. Chapman, of Springfield, had ninety-eight.
Albert H. Nelson, of Woburn, had one hundred and seventy-three.

The whole number of votes for Secretary of State was three hundred and ninety-five.

George F. Williams, of Boston, had forty-six.
Jonathan E. Field, of Stockbridge, had seventy-two.
Wendall T. Davis, of Greenfield, had one hundred.
Francis DeWitt, of Ware, had one hundred and seventy-seven.

The whole number of votes for Treasurer and Receiver-General was three hundred and ninety-four.

Thomas J. Marsh, of Waltham, had forty-two.
Stedman Buttrick, of Concord, had seventy-two.
John Sargent, of Cambridge, had one hundred.
Moses Tenney, Jr., of Georgetown, had one hundred and seventy-five.

The whole number of votes for Auditor was three hundred and ninety-three.

Stephen N. Gifford, of Duxbury, had forty-eight.
Giles H. Whitney, of Winchendon, had seventy-two.
Joseph Mitchell, of Boston, had ninety-nine.
Chandler R. Ransom, of Roxbury, had one hundred and seventy-three.

The whole number of votes for County Treasurer was three hundred and ninety-two.

William Whiting, of Dedham, had one hundred and sixty-nine.
Chauncy C. Churchill, of Dedham, had two hundred and twenty-three.

The whole number of votes for County Commissioner was three hundred and ninety-two.

Joseph McKean Churchill, of Dedham, had one hundred and seventy-four.
Nathaniel F. Safford, of Dorchester, had two hundred and eighteen.

The whole number of votes for Register of Deeds was two hundred and twenty-two, and—

Enos Foord, of Dedham, had two hundred and twenty-two.

The whole number of votes for Senators for the County of Norfolk was three hundred and ninety-six.

James E. Carpenter, of Foxboro, had one hundred and seventy-two.
Benjamin F. White, of Weymouth, had one hundred and seventy-two.
Bradford K. Pierce, of Roxbury, had one hundred and seventy-two.
Walter Jane, of Medfield, had one hundred and seventy.
Edward Potter, of Braintree, had one hundred and seventy-four.
Charles J. Hendee, of Roxbury, had one hundred and seventy-three.
George E. Russell, of West Roxbury, had fifty.
John W. Loud, of Weymouth, had forty-eight.
James M. Freeman, of Franklin, had fifty.

The whole number of votes for Representative to the General Court was three hundred and ninety-four.

William Bramhall had one hundred and fifty-nine.
John N. Turner had two hundred and thirty-five, and was declared elected to represent the town in the next General Court.

In the voting the check-list was used, and no person was allowed to vote until his name was found and checked on the list. (File G, No. 79.)

The business of the meeting being completed, the returns were filled up, signed by the Selectmen and Town Clerk, and sealed up in open town meeting and delivered to the Town Clerk to forward to the Secretary of the Commonwealth and to the County Commissioners, and Clerk of the Court of Common Pleas for the County of Norfolk.

The meeting was then declared dissolved, by the chairman of the Selectmen.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

ANNUAL MEETING, MARCH 17, 1856.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the seventeenth day of March, current, at one o'clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To choose the necessary town officers for the ensuing year.

Third. To hear and act upon the reports of town officers and committees.

Fourth. To revise the Jury List prepared by the Selectmen.

Fifth. To see if the town will purchase a lot of land and erect a High school-house thereon.

Sixth. To see what action the town will take in relation to a suit brought against it by Tampkin & Shaw for a horse killed on Beacon street at the Boston and Worcester Railroad crossing.

Seventh. To act upon a proposition from the Brookline Gas Light Company, relating to lighting the streets of the town, and make such appropriations therefor as may be needed.

Eighth. To see if the town will cause to be laid out as a public highway Goddard avenue and a part of Avon street.

Ninth. To see if the town will authorize the Selectmen to dispose of the remainder of the old school-house lot on School street,

Tenth. To select a Justice of the Peace to attend to the cases of truant children, agreeable to a by-law adopted by the town September 18, 1854.

Eleventh. To see if the town will make an alteration or amendment in the by-law of the town relating to time of payment of the poll-taxes.

Twelfth. To grant and appropriate such sums of money as may be deemed necessary to meet the expenditures of the town for the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline, this third day of March, in the year of our Lord eighteen hundred and fifty-six.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, March 13th, 1856.

In pursuance of the within warrant, I have notified and warned the legal voters of the town of Brookline to meet at the time and place and for the purposes within mentioned, by leaving a printed copy of the same at their last and usual place of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 80.)

A true copy of the warrant and return thereon.

Attest: B. F. BAKER, *Town Clerk.*

In pursuance of the foregoing warrant, the legal voters of the town assembled at the Town Hall on the afternoon of Monday, March 17th, 1856, and were called to order by the Town Clerk, B. F. Baker, at five minutes past one o'clock, and the warrant and return thereon was then read as above given.

Attest: B. F. BAKER,
Town Clerk.

The meeting then proceeded to the choice of a Moderator by ballot, the Town Clerk presiding. The whole number of ballots given in was forty-three, and were all for George F. Homer, and he was declared elected and took the chair.

Prayer was then made by the Rev. Matson M. Smith.

The Second Article in the warrant was then taken up:

To choose the necessary town officers for the ensuing year,

—and the vote for Town Clerk was called for.

The whole number of votes for Town Clerk was one hundred and seventy-five. B. F. Baker had one hundred and seventy-four, and was declared elected, and was sworn to the faithful discharge of the duties of the office, by the Moderator.

Voted, To lay the Second Article on the table.

Voted, To take up the Third Article:

To hear and act upon the reports of town officers and committees.

The reports of the Treasurer, Selectmen, Building Committee on the Grammar school-house, and the report of the School Committee, all of which had been printed and circulated through the town, were then presented and accepted. (File G, No. 81.)

The Selectmen then presented the following report on guide posts and boards:

REPORT ON GUIDE POSTS AND BOARDS.

According to the laws of the Commonwealth, the Selectmen submit the following report of the places where guide posts and boards are erected and maintained by the town, to wit:

There is a guide post and a board thereon standing at the junction of Boylston street with Washington street, directing to Newton Upper Falls and Brighton.

One on the corner of Boylston and Heath streets, directing to Newton, Worcester, and Dedham.

One at the corner of Brighton street, directing to Brighton.

One at the junction of Boylston and Cross streets, directing to Newton Upper Falls, Newton, and Brighton.

One at Heath and Warren streets, to Newton, Dedham, and Brighton.

One at Clyde and Warren streets, to Brighton and Dedham.

One at Clyde and Newton streets, to Brighton, Newton, and Dedham.

One at Grove and Newton streets, to West Roxbury and Dedham.

One at Grove and South streets, to Brighton.

One at Grove and Newton streets, to Dedham, Brighton, and Newton.

One at Warren and Cottage streets, to Dedham and Jamaica Plain.

One at Warren and Walnut streets, to Jamaica Plain.

One at Washington and Harvard streets, to Brighton and Cambridge.

One at Sewell's avenue and Harvard street, to Cambridge and Cambridgeport.

One at Beacon and Washington streets, to Boston, Newton Centre, Roxbury, and Brighton.

One at Beacon and Harvard streets, to Boston, Newton Centre, Cambridge, and Cambridgeport.

One at the junction of Beacon street with the Mill Dam, to Newton Centre.

All of which is respectfully submitted for the Selectmen.

BROOKLINE, March, 1856. (Signed) JAMES BARTLETT,
Chairman.

(File G, No. 82.)

Voted, To lay the Third Article on the table.

Voted, To take the Second Article from the table, and to proceed to the choice of three Selectmen and Overseers of the Poor.

The whole number of ballots given in was one hundred and fifty-nine, and were all for Messrs. James Bartlett, Marshall Stearns, and Howard S. Williams, for Selectmen and Overseers of the Poor for the ensuing year, and they were sworn to the faithful discharge of their duties, by the Moderator.

The meeting then proceeded to the choice of Treasurer, and the whole number of votes given in was one hundred and fifteen, and were all for Moses Withington, and he was declared elected, and was sworn into office by the Moderator.

Voted, That the Treasurer be Collector of Taxes.

Voted, To choose three Principal and three Assistant Assessors for the ensuing year, all on one ticket.

The whole number of votes given in was eighty-two, and the following persons had eighty, and were chosen Principal Assessors: Messrs. Willard A. Humphrey, Jerathmael Davenport, and Frederick J. Williams; and Messrs. William H. Jameson, George Craft and Thomas B. Hall were chosen Assistant Assessors, and they and the Principal Assessors were sworn to the faithful discharge of their duties, by the Moderator.

Voted, To choose a School Committee of seven for the ensuing year.

The whole number of votes given in was ninety-eight.

Rev. John S. Stone had 98,
" Matson M. Smith had 98,
" T. B. Hayward had 98,
" N. M. Perkins had 98,
Mr. Wm. A. Wellman had 98,
" Thomas Parson had 98,
" Stephen Salisbury had 64,
} School Committee,

—and they were declared duly elected to the office for the ensuing year.

Voted, To choose three Highway Surveyors for the ensuing year.

The whole number of votes was sixty-four, and—

Messrs. Wm. J. Griggs had 64,
Thomas C. Quimby had 64, } Highway Surveyors,
John W. Warren had 64,

—and they were declared elected.

Voted, To choose seven Constables for the ensuing year.

The whole number of votes was one hundred and seventeen.

Messrs. Augustus Allen had 117,
Elisha Stone had 117,
John Dustin had 117,
Aaron Whitney had 86, } Constables,
Lewis B. Doe had 86,
Joseph Bradley had 86,
F. H. Corey had 117,

—and they were declared elected, and were all sworn to the duties of the office, by the Moderator, except Mr. Jos. Bradley; he signified his acceptance of the same, but did not take the oath.

Voted, Not to choose a Tythingman.

Voted, To choose eight Field Drivers,

—and the meeting nominated and chose Messrs. Burton W. Neal, Hiram G. Cutting, F. W. Prescott, Silas Langley, George N. Dana, William D. Coolidge, F. M. Lyford, David T. Kenrick, Field Drivers.

The meeting then nominated and chose the following officers for the ensuing year:

Messrs. C. L. Haynes and Thos. C. Quimby, Fence Viewers.

J. Anson Guild, David S. Coolidge, and Elisha Stone, Measurers of Wood and Bark and Surveyors of Lumber.

Jesse Bird, Harrison Fay, and Sam'l Philbrick, Cemetery Committee.

Chas. D. Head, Chas. W. Scudder, and Edw. Atkinson, Auditors.

Augustus Allen, Wm. J. Griggs, and Charles L. Palmer, Fire Wards.

Voted, To take the Third Article from the table,

—and George Griggs presented the following report, which was read and accepted:

REPORT.

The Committee on the Surveys and Map of Brookline ask leave to report that as soon as the weather allowed of working in the field to advantage last spring, they made inquiries of various surveyors and engineers as to the terms on which the survey of the town could be completed and the previous survey incorporated into a map, and decided to engage T. & J. Doane, who accordingly completed the surveys and made a map on a scale of 400 feet to the inch, which they afterwards reduced to a scale of 800 feet to the inch for the use of the lithographer, by whom the maps were engraved and printed. They also procured a large, thick portfolio to preserve the plans of the streets made the year previous on a scale of thirty feet to the inch.

The money expended by the committee, as appears by the receipts in the files of the Town Treasurer, were:

T. & J. Doane's bill	$425 00
L. H. Bradford's bill, lithographing and printing . . .	125 00
Cotton's bill, for portfolio	6 00
Hanson's bill, for tin case for large map	1 50
Total	$557 50

A part of the changes suggested by the surveyors' plans of 1854 appear to have met the approbation of the town, and have been adopted, with slight modification in improving Washington street grade between the railroad bridge and Washington place, and in widening School street throughout and changing its grade to its present improved state. Other suggestions made by the engineer in his plans and profiles of the streets will doubtless meet the approbation and be carried into effect from time to time as the public convenience and exigencies may require.

The price fixed by the Board of Selectmen for the map is $1.00 each, and under their direction copies were left at the stores of Coolidge & Brother and Mr. Bird, for the convenience of such persons as wish to purchase.

Signed for the committee,

BROOKLINE, March 17th, 1856. GEORGE GRIGGS,

(File G, No. 82.) *Chairman.*

Voted, That the new maps of the town be sold for the price of (25 cts.) twenty-five cents each.

Voted, To lay the Third Article on the table.

Voted, To take up the Fifth Article:

To see if the town will purchase a lot of land and erect a High school-house thereon.

On motion of Wm. A. Wellman, it was—

Voted, That a committee of seven persons be appointed to consider the expediency of purchasing a lot of land upon

which to place a suitable building for a High school, and to procure estimates and plans of said building, and to report to the town at the adjourned meeting, and that said committee also report the best mode of disposing of the present High school building and land.

Voted, That said committee be chosen by nomination at large.

The meeting then nominated and elected the following gentlemen: Messrs. Samuel Philbrick, Abijah W. Goddard, John S. Stone, Amos A. Lawrence, John N. Turner, John C. Abbott, Thomas Parsons, J. M. Howe, George F. Homer, and John Howe, committee on erection of a High school-house.

Voted, To take the Fourth Article from the table:

To revise the Jury List prepared by the Selectmen.

The following list of Jurors for the town was then read and approved:

LIST OF JURORS.

Abbott, John C.	Davis, Robert S.	Lyford, Nathaniel
Barnard, William	Dana, Charles B.	Parsons, Thomas
Bartlett, James	Dane, John H.	Robinson, Samuel A.
Babcock, George	Goddard, A. W.	Seaverns, Thomas
Bass, Stephen G.	Griggs, Thos. B.	Smith, Albert W.
Barnett, Robt.	Haynes, Clark L.	Scudder, Chas. W.
Bird, William	Hersey, Elijah C.	Seccomb, Edw. R.
Bramhall, Wm.	Hills, Samuel D.	Stearns, Marshall
Brackett, Nath'iel W.	Humphrey, W. A.	Vinal, Otis
Carr, Henry W.	Huntington, C. H.	Warren, Simon
Chapin, N. G.	Jameson, W. H.	White, Joseph L.
Churchill, Wm.	Kenrick, Alfred, Jr.	Williams, Howard S.
Coolidge, David S.		

Dated BROOKLINE, March 3d, 1856.

Per order Selectmen,

B. F. BAKER, *Town Clerk.*

The above list of Jurors was made up on the third day of March, A. D. 1856, by the Selectmen, and posted on the fourth at four public places in the town. Attest: B. F. BAKER,

Town Clerk of Brookline.

The Sixth Article was then taken up:

To see what action the town will take in relation to a suit brought against it by Tamplin & Shaw for a horse killed on Beacon street, at the Boston and Worcester Railroad crossing.

Voted, That the whole subject be referred to the Selectmen, and that they are hereby instructed to defend the same.

The Seventh Article was then taken up, to wit:

To act upon a proposition from the Brookline Gas Light Co., relating to lighting the streets of the town, and make such appropriation as may be necessary therefor.

Mr. George F. Homer, the clerk of the Gas Company, presented the following statement and proposition:

BROOKLINE, March 5th, 1856.

To the Selectmen of Brookline:

Gentlemen,—The Directors of the Brookline Gas Light Company have long felt that the terms on which they have supplied the town with gas for the street lamps were not favorable to the company, and that the company have been losers to a considerable amount. The contract was made upon the starting of the company here, and when the directors were ignorant of its practical operation. The company are disposed to supply the town with gas for the street lamps on terms similar to terms employed by other companies in the neighboring cities and towns. The mode universally adopted, as we believe, is for the cities and towns to furnish and maintain the posts, lanterns, and fixtures, and to light and extinguish the lamps, and pay the company for what gas is used at a stipulated rate per hour for each burner of a given capacity. The company cannot supply gas on the present terms after the first day of April next, and they annex a proposition which they consider reasonable.

The Brookline Gas Light Company propose to sell to the town of Brookline the twenty lamp-posts now erected in the streets of the town for the sum of twenty-five dollars each, the same to be put in complete order by said company. This sum is at least thirty per cent less than cost, and twenty per cent less than they could now be replaced for. The company propose further, to supply the town with gas for the street lamps at the rate of one and a quarter cents per hour for each burner of four feet capacity per hour. The town is to keep the lamps and posts in repair, and pay for lighting, extinguishing, and cleaning the same. The town is to direct at what hours the lamps shall be lighted and when to be extinguished, and daily record is to be kept thereof at the company's office, open to the inspection of the town authorities. In this proposal the company include in the general term lamp-posts, not only the posts

and lanterns but all the fixtures and service-pipe from the street mains, and they are now ready to furnish and erect lamp-posts complete for thirty dollars each.

By order of the Directors of the Brookline Gas Light Company.

(File G, No. 83.) GEO. F. HOMER, *Clerk of Co.*

Voted, That the subject be referred to the Selectmen of the town, to report thereon at the adjourned meeting; also the cost of lighting the streets with gas and fluid, separately.

The Eighth Article was then taken up:

To see if the town will cause to be laid out as a public highway Goddard avenue and a part of Avon street.

It was—

Voted, That the Eighth Article be indefinitely postponed.

Article Ninth taken up:

To see if the town will authorize the Selectmen to dispose of the remainder of the old school-house lot on School street.

Voted, That the Selectmen be authorized to dispose of the remainder of the old school-house lot on School street by a quit-claim deed.

Article Tenth taken up:

To select a Justice of the Peace to attend to the cases of truant children, agreeable to a by-law of the town adopted Sept. the 18th, 1854.

Mr. Charles Pope was nominated and chosen Truant Justice, and Messrs J. Davenport and Augustus Allen were nominated and chosen Truant Officers.

Voted, To lay the Eleventh Article on the table.

The Twelfth Article was then taken up:

To grant and appropriate such sums of money as may be deemed necessary to meet the expenditures of the town for the ensuing year.

The meeting then voted the following appropriations, to wit:

For the support of schools	$10,700 00
" " " poor	800 00
" " " highways	2,000 00
county tax	6,000 00
state tax	4,000 00
collecting taxes	300 00
abatement of taxes	500 00
fire department	700 00
town officers	1,200 00
repairs of town buildings	300 00
interest on town debt	5,000 00
extinction of town debt	2,300 00
cemetery	100 00
sidewalks	400 00
land damages, widening and grading streets	200 00
paving gutters and relaying drains	300 00
ringing bell	100 00
contingencies	1,200 00
fencing town's land	500 00
prosecuting violations of liquor law	200 00
reservoir	1,000 00
addition to contingent fund	500 00
lighting town	1,200 00
	$39,500 00

Voted, That Moses Withington, Town Treasurer, be and hereby is authorized to borrow a sum of money not exceeding the sum of five thousand dollars, in anticipation of taxes.

Voted, That when this meeting adjourn it be to meet at this place three weeks from to-day, at half-past seven o'clock in the evening, April 7th, 1856.

Voted, To adjourn.

Attest: B. F. BAKER,
Town Clerk.

In conformity with the laws of the Commonwealth, the Town Clerk forthwith made out his warrant and delivered it to Constable Elisha Stone, requiring him to summon all officers chosen to appear before the Town Clerk within seven

days from this date and be sworn to their respective offices, where an oath is required by law, or to signify their acceptance or refusal of the office to which they are respectively chosen.

Attest: B. F. BAKER,
Town Clerk.

(File G, No. 84.)

NORFOLK, ss. BROOKLINE.

Then personally appeared the undersigned and were sworn at the time set against their names, or signified their acceptance or refusal of the several offices to which they had been chosen.

Attest: B. F. BAKER,
Town Clerk.

Mar.	22.	Sworn.	Joseph Bradley, Constable.
"	24.	"	Burton W. Neal, Field Driver.
"	22.	"	Silas Langley, Field Driver and Pound Keeper.
"	22.	"	George N. Dana, Field Driver.
"	21.	"	Clark L. Haynes, Fence Viewer.
"	22.	"	Thomas C. Quimby, Fence Viewer.
"	24.	"	William J. Griggs, Surveyor of Highways.
"	22.		Thomas C. Quimby, declined Surveyor of Highways.
"	20.	Acp'd.	Rev. John S. Stone, }
"	22.	"	" N. M. Perkins, }
"	22.	"	" T. B. Hayward, } School
"	22.	"	" M. M. Smith, }
"	22.	"	Mr. Wm. A. Wellman, } Committee.
"	22.	"	" Thomas Parsons, }
"	22.	"	" Stephen Salisbury, }
"	24.	"	Charles Pope, as Truant Justice.
"	21.	"	Jesse Bird, }
"	24.	"	Harrison Fay, } Cemetery Committee.
"	20.	"	Sam'l Philbrick, }
"	19.	"	Chas. D. Head, }
"	18.	"	Chas. W. Scudder, } Auditors.
"	20.	"	Edw. Atkinson, }
"	22.	"	Augustus Allen, Fire Ward.
"	24.		W. J. Griggs, declined Fire Ward.

ADJOURNED ANNUAL MEETING, APRIL 7, 1856.

Pursuant to the adjournment, the citizens of the town of Brookline assembled in the Town Hall, on Monday evening, April the 7th, 1856, and were called to order by the Chairman, Geo. F. Homer, at 7½ o'clock.

The meeting then proceeded to elect the following officers to fill vacancies, to wit:

Apr.	9.	Sworn.	Charles Smith,	were chosen Highway Surveyors.
"	7.	"	Thaddeus J. Townsend,	
"	10.	"	Elisha Stone,	Surveyors of Lumber and Measurers of Wood and Bark.
"	11.	"	J. Anson Guild,	
			David S. Coolidge,	
			Charles L. Palmer,	Fire Wards, and accepted.
			F. Henry Corey,	
			Jerathmael Davenport,	Truant Officers, and accepted.
			Augustus Allen,	

Voted, That the vote whereby the town voted to have eight Field Drivers be and hereby is reconsidered, and that the three already sworn be the number for the ensuing year.

James Bartlett, Chairman of the Selectmen, then presented the following report, which was accepted:

REPORT.

In pursuance of the vote of the town passed at their last annual meeting, held in the Town Hall on the afternoon of Monday, March the 17th, 1856, instructing the Selectmen to examine into the subject of lighting the streets of the town, and the expense of the same, with gas and also with fluid, your Selectmen have attended to that duty, and respectfully report that they have made inquiries in the city of Roxbury and the town of West Roxbury, where they light their streets with both gas and fluid, and we have obtained the following information: That the city and town own the lamp-posts, lanterns, and lamps, and light, extinguish, and take care of the same. In the city of Roxbury the gas company furnish the gas for each burner of four feet capacity for one and a quarter cents per hour. In the town of West Roxbury the gas company furnish gas for lighting the streets for $3.50 per thousand feet, and measure the same with a meter placed at one of the lamp-posts, and we accordingly submit to the town the following result:

For iron post, setting lantern, burner, and frame . .	$25 to $28
For gas, lighting, and taking care of posts, being for each post per year of 264 nights, averaging six hours per night	28 00
For wood posts, setting lantern, lamp, and frame . .	15 33
For fluid, lighting, and taking care of posts, being for each post per year of 264 nights, averaging six hours per night	20 00

JAMES BARTLETT, *Chairman of the Selectmen.*

Voted, That the sum of ($1200.00) one thousand two hundred dollars be appropriated to light the town where the citizens shall furnish lamp-posts under the direction and to the satisfaction of the Selectmen.

The committee to whom was referred the consideration of the Eighth Article of the warrant calling the annual meeting, to wit:

To see if the town will purchase a lot of land and erect a High school-house thereon,

—presented the following report, which was accepted:

REPORT.

The committee appointed at the annual meeting of the town to consider the expediency of purchasing a lot of land for a new High school-house, etc., have attended to the various duties submitted to them under the vote of the town at said meeting and respectfully report as follows:

The committee at their first meeting, nine of their number being present, considered very fully the subject of the present deficiencies in the High school accommodations in this town and unanimously voted: "That they did consider it expedient and for the best interests of the town of Brookline that a suitable lot of land should be selected at once and if necessary a lot should be at once purchased by the town and that a new High school building should be forthwith erected thereon and suitably furnished." The committee then divided into sub-committees on lots and plans, and after several meetings have unanimously adopted the conclusions which they have the honor to present.

First.—The Location of the proposed High School.

The situation of a High school building where an orderly and effective school can be most readily sustained ought to be one most convenient of access to a majority of its pupils, and this would naturally be in or near the center of population, having some regard also to the prospective increase of the town. The lot in size should be from 20,000 to 30,000 square feet, and, while it is of easy approach from the principal streets, it would be very desirable to have it somewhat retired and not upon the great thoroughfares of travel. Upon examining the town of Brookline it is at once apparent that while the geographical centre of the town is near the gate house at the reservoir, the centre of the population is about a mile in a northeasterly direction. The Town Hall may very fairly be taken as in the present centre of population, and for the next ten years the increase will probably tend still further north of School street.

The recent survey of the town shows the whole number of dwelling houses in the town to be 542, of which 108, less than one-fifth, are west

of a line drawn from north to south through the reservoir. If a comparison of population should be made with equal accuracy it would exhibit without doubt a still greater disproportion.

The committee, with these views, have examined and considered the claims of every lot of land within a quarter of a mile of the Town Hall, which, in their opinion, was suitable and could be bought for the purpose. It was ascertained by them that no land on Cypress street could be purchased for this purpose. A lot on Boylston street, formerly occupied by C. O. Howe, was noticed by the committee, but they were of opinion that it was not sufficiently central or of easy access. A lot on Washington street, owned by Timothy C. Leeds, has been carefully considered by the committee. This lot measures 130 feet on Washington street, running back about 200 feet to land of the town, and contains 32,500 square feet.

The committee have corresponded with the owner of this land, relating to the terms upon which it can be purchased. He is unwilling to name a price at present, and this lot cannot be purchased without delay, if at all. If, however, it could be obtained for this purpose at once at a reasonable price, the committee would not give it the preference over the lot which they have selected. It has nearly every objectionable feature which can be possibly attached to that lot without its many advantages. The attention of the committee has been also called to lots upon School and Harvard streets and other avenues in that vicinity, but while these several lots of land are open to many objections, they have none of them, in the judgment of the committee, any substantial advantages over the selected lot.

The committee unanimously recommend for the location of the High school-house the town's land on School and Prospect streets as the best lot that can be obtained for this purpose, and on the whole superior to any lot noticed by the committee. The committee have formed their judgment upon the intrinsic merits of the lot, and not merely on the fact that it is owned by the town. It is central. It will accommodate a majority of the present population of the town, and is favorably situated for probably future increase. Taking the lot as the centre of a circle with a radius of half a mile and there will be included the most thickly settled portion of the town as well as the most eligible building lots for speedy improvement and occupancy.

Second. It is of dimensions required, measuring 150 feet on Prospect street and 166 feet on School street, and containing 26,588 square feet.

Third. It is of convenient access, being upon the two widest streets in town, and yet not exposed to the fast travel of Washington street and other thoroughfares.

Fourth. It is sufficiently airy, dry, and elevated, and affords many facilities for building. Its present appearance is not attractive, but it can easily be made so. There will be no extra expense occasioned by excavation, removal of earth, or grading, before commencing the building.

Fifth. It is owned by the town, and paid for, and there is no need of discussion as to price, terms, and conditions. This consideration, although by no means of prime importance, ought not surely to be lost sight of in weighing the advantages and disadvantages of lots.

The committee do not insist that their selection is free from objections, but those who object should point out a better lot which can now be purchased at a fair rate. Most of the objections which can be urged would apply to any lots in the vicinity in an unfinished state. It may be said that the proposed site is too near the Grammar school. But the committee do not consider this a serious difficulty under the present excellent management of our High and Grammar schools. It is apprehended that no trouble will arise from this source. The Latin and High schools in Boston are now and long have been admirably conducted in separate divisions of the same building, occupying probably not more than 10,000 square feet of land for the accommodation of 350 pupils, while the proposed arrangements contemplated the placing of less than that number in two separate buildings with over 60,000 square feet of land.

SECOND.—PLANS AND ESTIMATES.

The committee, considering that the architecture and details of the proposed school edifice must be determined by a building committee, have not deemed it advisable to present any plans at this time, or to commit the town or any future committee by the adoption or recommendation of any style of building or arrangements of rooms. In general, they think that the school-house should be of wood, of two stories, with a school-room to accommodate at least 90 single desks, a lecture-room with a convenient room adjoining for chemical and philosophical apparatus, a library and recitation-room, and suitable dressing-rooms. A building about 60x42 feet would give the requisite accommodations, and such a building your committee are informed by competent authority can be erected for a sum of from seven to eight thousand dollars. In the opinion of this committee an appropriation of $10,000 would be sufficient for completing and furnishing the school-house buildings, and grading, finishing and fencing the school-house lot.

THIRD.—DISPOSAL OF THE PRESENT HIGH SCHOOL-HOUSE AND LOT.

The committee, under the vote of the town appointing them, have considered the subject connected with the present High school-house building. There are about 2000 feet of land, the whole being valued in the Treasurer's report at $1000. This sum is certainly the full value of the land and buildings. The committee think that the fair value of this estate should be ascertained by the Selectmen or some committee of the town, and that it be offered, at the value thus fixed, to the First Parish or some of the persons owning estates in that vicinity.

The committee conclude their report by recommending to the town the adoption of the following resolutions:

Voted, That a building committee of five be now appointed, who are hereby instructed and empowered to erect upon said land, with all reasonable dispatch, suitable buildings for the High school, to furnish the same, and to grade, finish and fence said lot.

Voted, To appropriate the sum of ten thousand dollars for the above-named objects.

Voted, That the Town Treasurer be and he hereby is authorized to borrow for the above-named objects, in behalf of the town, giving the note or notes of the town therefor, on such terms as he may deem most

advantageous for the town, a sum not exceeding ten thousand dollars, to be placed at the disposal of the building committee aforesaid when called for by them.

All of which is respectfully submitted.

(Signed) JOHN S. STONE, *Chairman.*
JOHN C. ABBOTT.
J. M. HOWE.
THOMAS PARSONS.
GEO. F. HOMER.

BROOKLINE, April 5th, 1856.
(File G, No. 85.)

The meeting then proceeded to act upon the resolutions, as follows:

Voted, To adopt the first resolution.

Voted, To adopt the second resolution.

Voted, To adopt the third resolution.

Voted, To adopt the fourth resolution.

The committee appointed to report a list of names to the meeting as suitable persons for a building committee, reported the following names:

Messrs. Thomas Parsons, John S. Stone, Albert W. Smith, James Bartlett, and J. Davenport, committee on building High school-house.

Voted, That the report of the committee be adopted.

Voted, That the Treasurer be and hereby is authorized to borrow the additional sum of two thousand dollars, in anticipation of taxes.

Voted, To make the following additional appropriations, to wit:

For lighting town	$1,200 00
prosecutions of liquor law	200 00
contingencies, additional	500 00
reservoir	1,000 00

Voted, That the various appropriations made by the town for the purpose of making and repairing highways and townways be assessed, after deducting the amount in the Treasury and the probable receipts for the ensuing year, amounting to the sum of ——, upon the polls and estates, real and personal, of the inhabitants, resident and non-resident, of the town, and collected as the town charges are usually charged and collected.

Voted, That this meeting do now adjourn *sine die*.

Adjourned.

Attest: B. F. BAKER,
Town Clerk.

List of Soldiers for 1856.

Lewis B. Doe
Thomas M. Cofran
Ira A. Stubbs
Abijah Tufts
Lewis Mitchell
James H. W. Page
John A. Barickman
Isaac Bates
Frederick Stone
William Almy
Robert B. Almy
Amos A. Lawrence
Thomas B. Hall
Edward F. Allen
Gorham Gray
George Griggs
Warren Fisher
John W. Griggs
George Patten
Charles U. Cotting
Henry Richardson
William H. Lincoln
Henry Upham
Frank Parker
George Dexter
James Mealey
John Lawton
Patrick Nixhan
Alonzo Farrar
Edward G. Parker
James McHenry
Theodore R. Glover
John H. Dane
Richard Soule, Jr.
Frederick W. Proscott
William Stearns
Isaac Dearborn
David S. Coolidge
Patrick Ferguson
John Chapman
James W. Coolidge
Shadrack Robinson
Willard Onion, Jr.
Joseph Bradley
Horace James
N. E. Cutting
John E. Cousens
William Burgoyne

Edward A. Robinson
John R. Rider
William J. Griggs
John Shepherd
William D. Coolidge
James M. Seamans
William T. Bramhall
Thomas Bramhall
Robert Bramhall
Thomas McMahan
Josiah Gooding
Charles F. Huntington
Robert S. Littell
John Kirkpatrick
Benjamin F. Dane
Albert A. Rhodes
William Pope
David H. Daniels
William B. Hazeltine
Thomas S. Pettingill
Charles Sleeper
James W. Jones
Daniel H. Rogers
George F. Homer
Charles Burrell
Isaac Taylor
Thomas Seaverns
David T. Kenrick
George Stoddard
Charles W. Smith
Charles W. Scudder
Benj'n Bradley
William I. Bowditch
F. Henry Perkins
Franklin Z. Brett
Wm. H. Jameson
D. Augustus Griggs
Edward R. Seccomb
James L. Oliver
Ginery Twichell
Frederick Derby
Moses D. Philips
John C. Cook
John Gibbs
Asael G. Mathews
Wm. O. Churchill
Horace Hatch
Edw. F. Head

—— Spencer
William L. Mack
Lucius L. Miles
Lowell M. Miles
P. L. Gregory
E. R. Butler
J. Adams Fairbanks
Timothy Corey
F. Henry Corey
Frederick A. Corey
James Bartlett
James Jenkins
Samuel A. Robinson
Thomas B. Griggs
Phillip Allen
Charles Herrick
Frank Dawes
George B. Blake
John Brown
A. S. Adams
Moses C. Warren
Charles Warren
Henry Loring
Theodore Baker
Charles W. Tolman
James Rooney
Oliver Cousens
Bradford Kingman
Alex. C. Studley
John C. Weld
Ransom N. Weld
George N. Dana
Robert S. Davis
Reuben A. Chace
Stephen Wiley
W. H. Floyd
Albert W. Smith
Benjamin W. Hobart, Jr.
Edwin Fields
Henry Whiting
Frank F. Seamans
Benj'n Heustis
Charles P. Bancroft
A. Rosman Walker
James M. Edmond
Ichabod Cook
M. H. Taylor
Charles Chase

Henry T. Gallupp
Charles Colby
Willard Colby
Geo. W. Bird
John H. Webber
R. L. Palmer
John Dustin
Alex. H. Clapp
Charles T. Brackett
Ebenezer Morse
John McCormack
Alvin A. Rice
George W. Butters
Sylvester Kimball
Lewis Searle
Chas. Townsend
Calvin A. Kemp
Amasa Shurtleff
Edwin Clark
William Barnard, Jr.
Charles Chase
Royal Woodward
James Morse
James O'Connell
Michael Maloney
Michael Hickey
James Driscoll
Charles P. Trowbridge
Joshua B. Spencer
George F. Whiting
David S. Dutton
Frank M. Lyford
Peter W. Pierce
O. B. French
Daniel W. Atkinson
R. Barton
Geo. E. Bogman
Thomas Curry
Benj'n N. Jewett
Aaron Whitney
J. G. Batchelder
C. A. Batchelder
John O. Libbey
Thomas McMahan
Lawrence Kelley
James H. Ward
George W. Stearns
Alonzo Langley
William P. Perkins

Will. Aspinwall
Moses Emery
Ira A. Dutton
Robert Roberts
Otis Vinal
Walter Lawton
Moses Withington
Lorenzo Stephens
Edw. Chamberlin
Edw. H. Chamberlin
Fred'k J. Williams
Harrison Bird
Albert A. Cobb
Wm. F. Tuckerman
James T. Cobb
Edward A. Dana
Charles B. Dana
Edward C. Wilson
John M. Wright
Geo. E. Hersey
John H. Wakefield
Nathaniel Lyford
Isaac D. Haywood
Luke Baldwin, Jr.
William P. Baldwin
George W. Haven
A. H. Avery
Howard S. Williams
Andrew J. Harrington
Lyman Seavy
Thomas H. Bacon
Augustus Allen
John Aspinwall
Gardiner H. Clarke
Wm. R. Paine
Augustus W. Seamans
Moses Jones, Jr.
Thaddeus J. Townsend
Thomas C. Quimby
John L. Sheriff
Samuel A. Hanson
James Eliot Cabot
James H. Clarke
Mark Fickett
John W. Warren
Simon Warren
James S. Amory
Henry Blake
George Nelson

G. A. Butler
R. W. Morse
George Clarke
Charles L. Palmer
Jonathan P. Sanborn
James L. Alger
Morris Dean
James A. Dupee
Elijah C. Emerson
George E. Carlton
Joshua H. Putnam
George H. Neibuhr
Frederick Ray
Benjamin Wells, Jr.
L. S. Harding
J. D. Long
Luke Hammond
Abner B. Hardy
William K. Melcher
John Mackin
James W. Smith
Samuel L. Lyford
Nathaniel W. Brackett
Oliver B. Delano
Richard Hills
Alfred Kenrick, Jr.
Burton W. Neal
George Brooks
B. F. Baker
Daniel S. Kendall
William E. Hodgskins
Charles H. Heath
Augustine Shurtleff
Clark L. Haynes
William Bird, 2d
John Dow
William Mahoney
Samuel Chase
George W. Atkinson
William Rosco Deane
Edward S. Philbrick
William D. Philbrick
John Parke
A. H. Waterman
Charles F. Foster
Abraham H. Lambert
Charles Warren
Love Titus
William J. Cutler

George W. Hancock
M. P. Kennard
James Cowan
Timothy Crawning
Cornelius Donovan
Samuel T. Morse
Francis K. Fisher
Silas H. Langley
James Bradley
Willard A. Humphrey
Willard J. Humphrey
E. T. Penniman
Samuel Cutter
Eben W. Reed
Usher Burbank
Eli D. Sanderson
Charles H. Hawes
Charles Smith
John H. Henshaw
Francis Henshaw
Charles C. Follen
William Rooney
William White
Joseph L. White
Robert Barnett
William Heath
Edw. Atkinson
William Taffe
Daniel Mahoney
Thomas Townsend
Samuel Townsend, Jr.
Charles Craft
Charles G. Colbath
William Dwight, Jr.
Henry Whitney
Wm. P. Atkinson
Henry K. White
Rufus S. Allen
I. W. Thornton
Charles D. Head
George J. Fisher
N. G. Chapin
Thos. Quinlan
George Bacon
Robert Poole
James M. Howe
George H. Hill
Alfred Hill
John Hawes
Elisha Jacobs
Clark S. Bixby
Abraham L. Cutter
Benj'n W. Clark
Samuel Clark
John A. Bird
Benj'n F. Kendall
Alfred Winsor
Henry W. Carr
John D. Hayward
John H. A. Tappan
Francis Ward
Moses B. Williams
Moses M. Judkins
William H. Slocum
Albert Clifford
William J. Hyde
Eben Wright
James Harris
Benj'n Leeds, Jr.
John Lee
J. Anson Guild
Abijah C. Stone
Geo. W. Rockwood
Willard Gross
J. A. Barickman
Henry A. Bigelow
John S. Woods
George Gleason
Henry Orcutt, Jr.
James Sinclair
Marshall Russell
Dennis Driscoll
Sam'l McIntire
John S. Richards
Joseph D. Gutterson
James Davis
Albert Barnes
William W. Cook
Thomas Parsons
Joseph W. Goddard
William G. Wharton
Richard Bradley
William G. Welds
Caleb Craft, Jr.
Xanthus Goodnough
Geo. W. Goodnough
George Craft
Samuel D. Hills

(Signed,) J. Davenport, *Clerk of Assessors of Brookline.*

Recorded and returned July 14th, 1856.

(File G, No. 86.) Attest: B. F. Baker, *Town Clerk.*

PERAMBULATION OF THE BOUNDARY LINE BETWEEN THE CITY OF BOSTON AND THE TOWN OF BROOKLINE.

We the subscribers, the Aldermen of the City of Boston and the Selectmen of the Town Brookline, pursuant to notice, met this tenth day of July, A. D. 1856, at the time and place appointed, and run the line and renewed the land-marks between the City of Boston and the Town of Brookline as follows, to wit:

Beginning at a stone post marked Bo. on the easterly side and Br. on the westerly side, standing on the Boston and Roxbury Mill Dam westerly from the new filling sluices erected in said dam (the old sluices referred to in the Act of February 22d, 1825, entitled "An Act relative to the boundary lines of the City of Boston and the Town of Brookline," having been removed); thence running northwesterly from said post at an angle of one hundred and fifteen degrees from the Mill Dam until it strikes the centre of Charles River channel, and also running from the said post southerly at an angle of one hundred and three degrees forty minutes until it strikes the centre of the channel of Muddy River at a point where the respective boundaries of Boston, Brookline and Roxbury meet each other, being the same lines mentioned and described in the above-recited Act.

In testimony whereof we have hereto set our hands this day and year first above mentioned.

FARNHAM PLUMMER, JOSEPH M. WIGHTMAN, OSMYN BREWSTER, *Aldermen of Boston.*

JAMES BARTLETT, HOWARD S. WILLIAMS, *Selectmen of Brookline.*

(File G, No. 87.)

GENERAL ELECTION, NOVEMBER 4, 1856.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Tuesday, the fourth day of November next, at one of the clock in the afternoon, at which time and place the polls will be opened and kept open not less than two hours, for the following purposes, to wit:

First. To determine whether the town will send a Representative to the next General Court.

Second. To bring in their votes to the Selectmen for the following officers, to wit: For thirteen Electors of President and Vice-President of the United States, each ballot for such Elector to contain the name of at least one inhabitant of each Congressional District of this Commonwealth; also, for Governor, Lieutenant-Governor, Councillors, Secretary of State, Treasurer and Receiver-General, Attorney-General, Auditor of Accounts, three Senators for Norfolk County, Commissioners of Insolvency, Register of Insolvency, Register of Probate, District Attorney, one County Commissioner, two Special County Commissioners, Clerk of Courts, Sheriff, a Representative to the Thirty-fifth Congress from the Fourth District, and a Representative to the next General Court, if the town determine to send one—all to be voted for on one ballot.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this twenty-first day of October, in the year of our Lord one thousand eight hundred and fifty-six.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, October 29th, 1856.

By virtue of the within warrant, I have notified and warned the legal voters of the town of Brookline, qualified to vote at elections, to meet at the time and place and for the purposes within named, by leaving a printed notice of the same at their last and usual place of residence.

JOHN DUSTIN,
Constable of Brookline.

(File G, No. 88.)

In compliance with the foregoing warrant, the legal voters of the town of Brookline met at the Town Hall in said Brookline, at one o'clock in the afternoon of Monday, November the 4th, 1856, and were called to order by James Bartlett, Chairman of the Board of Selectmen, and the warrant and the return thereon were then read by the Town Clerk.

Voted, That the town send a Representative to the next General Court.

The Chairman of the Selectmen then declared the polls opened for the reception of ballots, as follows: For thirteen Electors for President and Vice-President of the United

States, Governor and Lieutenant-Governor of this Commonwealth, Councillors, Secretary of State, Treasurer and Receiver-General, Attorney-General, Auditor of Accounts, three Senators for Norfolk County, Commissioners of Insolvency, Register of Insolvency, Register of Probate, District Attorney, one County Commissioner, two Special County Commissioners, Clerk of Courts, Sheriff, a Representative to the Thirty-fifth Congress from the Fourth District, and a Representative to the next General Court—all to be on one ticket.

At two o'clock, the polls having been kept open one hour, on motion, it was—

Voted, That the polls be closed at a quarter-past five o'clock,

—at which time they were declared closed, and the Selectmen then proceeded to sort and count the votes, and the whole number was five hundred and thirty-nine (539). And the whole number of votes were sorted, counted, and recorded, and declaration thereof made as by the Constitution is directed, and said votes were for the following persons, to wit:

For Electors at Large: Five hundred and thirty-five.

William Appleton, of Boston, one hundred and sixty-four.
Charles D. Stockbridge, of Wately, one hundred and sixty-four.
Nathaniel J. Lord, of Salem, one hundred and seventy-three.
Whiting Griswold, of Greenfield, one hundred and seventy-three.
Julius Rockwell, of Pittsfield, one hundred and ninety-eight.
Thomas Colt, of Pittsfield, one hundred and ninety-eight.

For an Elector for District Number One.

John Baylies, New Bedford, one hundred sixty-four.
Abraham H. Howlan, New Bedford, one hundred seventy-three.
John Vinson, Edgartown, one hundred ninety-eight.

District Number Two:

Henry Dimon, Jr., Fall River, one hundred sixty-four.
Jared Pratt, Middleboro, one hundred seventy-three.
Azariah B. Wheeler, North Bridgewater, one hundred ninety-eight.

District Number Three:

Alfred B. Ely, Newton, one hundred sixty-four.
Bradford L. Wales, Randolph, one hundred seventy-three.
George R. Russell, West Roxbury, one hundred ninety-eight.

District Number Four:

Archelaus Wilson, Boston, one hundred sixty-four.
Patrick Riley, Boston, one hundred seventy-three.
George Odiorne, Boston, one hundred ninety-four.

District Number Five:

Zelotes Hosmer, Cambridge, one hundred sixty-four.
Daniel Draper, Boston, one hundred seventy-three.
Lucius B. Marsh, Boston, one hundred ninety-six.

District Number Six:

Henry Luscomb, Jr., Salem, one hundred sixty-four.
William Hammond, Marblehead, one hundred seventy-three.
George Devereux, Salem, one hundred ninety-four.

District Number Seven:

Luther F. Bell, Charlestown, one hundred sixty-four.
Edward Riddell, Charlestown, one hundred seventy-three.
James M. Usher, Medford, one hundred ninety-eight.

District Number Eight:

Jefferson Bancroft, Lowell, one hundred sixty-four.
James C. Abbott, Lowell, one hundred seventy-three.
John Nesmith, Lowell, one hundred ninety-eight.

District Number Nine:

Joseph W. Lealand, Grafton, one hundred sixty-four.
George W. Bentley, Worcester, one hundred seventy-three.
J. S. C. Knowlton, Worcester, one hundred ninety-eight.

District Number Ten:

Joseph E. Marsh, Chicopee Falls, one hundred sixty-four.
Alonzo F. Blanchard, Palmer, one hundred seventy-three.
Charles E. Forbes, Northampton, one hundred ninety-eight.

District Number Eleven:

Franklin Weston, Dalton, one hundred sixty-four.
Thomas F. Plunkett, Pittsfield, one hundred seventy-three.
Franklin Ripley, Greenfield, one hundred ninety-eight.

The whole number of votes for Governor was five hundred and twenty-four, as follows:

Charles Sumner had one.
Josiah Quincy had two.
Luther V. Bell, Charlestown, forty-eight (48.)
George Wm. Gordon, Boston, one hundred and twelve (112).
Erasmus D. Beach, Springfield, one hundred seventy-three (173).
Henry J. Gardner, Boston, one hundred eighty-eight (188).

The whole number of votes for Lieutenant-Governor was five hundred and twenty-two, as follows:

Julius Rockwell, Springfield, had one (1).
Henry Chapin had one (1).
Homer Foote, Springfield, one hundred fifty-six (156).
Albert Currier, Newburyport, one hundred seventy-two (172).
Henry W. Benchly, Worcester, one hundred ninety-two (192).

The whole number of votes for Secretary of State was five hundred thirty-eight.

John Sargent, Cambridge, had one (1).
William L. Lincoln, Worcester, forty-seven (47).
Wm. M. Cornell, Boston, one hundred fourteen (114).
Jonathan E. Field, Stockbridge, one hundred seventy-seven (177).
Francis DeWitt, Ware, one hundred ninety-nine (199).

The whole number of votes for Attorney-General was five hundred and thirty-nine, as follows:

Ezra Wilkinson, Dedham, one hundred seventy-seven (177).
John H. Clifford, New Bedford, three hundred sixty-two (362).

Auditor: The whole number of votes was five hundred thirty-nine, as follows:

Joseph Mitchell, Boston, fifty-one (51).
Timothy Ingraham, New Bedford, one hundred fourteen (114).
Giles H. Whitney, Winchendon, one hundred seventy-seven (177).
Charles R. Ransom, Roxbury, one hundred ninety-seven (197.)

Treasurer and Receiver General: The whole number of votes was five hundred thirty-seven, as follows:

John Sargent, Cambridge, forty-seven (47).
George Foster, Lynn, one hundred fifteen (115.)
Stedman Butterick, Concord, one hundred seventy-seven (177).
Moses Tenny, Georgetown, one hundred ninety-eight (198).

For Senators:

Walter Jones, Medfield. three hundred twenty-five (325).
Abner Holbrook, Weymouth, three hundred thirty-one (331).
Charles J. Hendee, Roxbury, three hundred thirty-two (332).
John N. Turner, Brookline, two hundred (200).
John M. Merrick, Walpole, two hundred (200).
Asaph Churchill, Dorchester, two hundred (200).
T. W. Prescott, one (1).

District Attorney: The whole number of votes for District Attorney was five hundred and twenty-nine, as follows:

Edward Avery, Braintree, three hundred and twenty-nine.
James M. Keith, Roxbury, two hundred.

Register of Probate: The whole number of votes for Register of Probate was four hundred and twenty, as follows:

Jonathan H. Cobb, Dedham, two hundred and eight.
Waldo Colburn, Dedham, two hundred and twelve.

County Commissioners: The whole number of votes was five hundred and thirty-nine, as follows:

George Beals, Jr., Cohasset, three hundred and thirty-nine.
Seth Mann, 2d, Randolph, two hundred.

Special County Commissioners: The whole number of votes was five hundred and thirty-nine, as follows:

Abraham F. Howe, Roxbury, three hundred and thirty-nine.
John A. Gould, Walpole, three hundred and thirty-nine.
George W. Gay, Sharon, two hundred.
Samuel B. Noyes, Canton, two hundred.

Sheriff: The whole number of votes was five hundred and twenty-eight, as follows:

Edward Potter, Braintree, three hundred and twenty-eight.
John W. Thomas, Weymouth, two hundred and one.
Thomas Adams, Roxbury, one.

Commissioners of Insolvency: The whole number of votes was five hundred and thirty-nine, as follows:

Franklin Woodside, Roxbury, three hundred and thirty-nine.
Asa French, Braintree, three hundred thirty-nine.
A. Loring Cushing, Randolph, three hundred thirty-nine.
Charles Endicott, Canton, two hundred.
Warren Lovering, Medway, two hundred.
N. C. Berry, Randolph, two hundred.

Register of Insolvency: The whole number of votes was five hundred and thirty-nine, as follows:

Edgar K. Kingman, Dedham, three hundred thirty-nine.
Erastus Worthington, Dedham, two hundred.

Clerk of the Courts: The whole number of votes was two hundred and thirty-nine.

Ezra W. Sampson received the whole number, viz., two hundred and thirty-nine.

Representative to Congress: The whole number of votes was five hundred and ten, and were for the following persons, to wit:

Linus B. Comins, Roxbury, two hundred and six.
Charles G. Green, Boston, one hundred and eighty-eight.
B. F. Cook, Boston, one hundred and eight.
Wm. Raymond Lee, Roxbury, three.
James M. Howe, Brookline, three.
Edward A. Dana, Brookline, one.
David A. Simmons, one.

Councillors: The whole number of votes was five hundred and thirty-nine, as follows, to wit:

Jonathan P. Robinson, Roxbury, one hundred and seventy-seven.
Joseph H. Chadwic, Roxbury, one hundred and sixty-two.
Charles R. Train, Framingham, two hundred.

Representative to General Court: The whole number of votes was five hundred and thirty-three, to wit:

Abijah W. Goddard, two hundred and one.
Daniel D. Broadhead, one hundred and eighty-five.
Augustus Allen, one hundred and forty-seven.

Mr. Goddard was declared elected.

In voting the check-list was used, and no person was allowed to deposit his vote until his name was checked on the list.

The business of the meeting being accomplished, the returns were then filled up, signed by the Selectmen and Town Clerk and declaration thereof made, and sealed up in open town meeting. They were then delivered to the Town Clerk to forward to the office of the Secretary of the Commonwealth, the Clerk of the Courts, and the County Commissioners of the County of Norfolk.

The meeting was then declared dissolved, by the Chairman of the Selectmen.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, DECEMBER 1, 1856.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at

the Town Hall in said town, on Monday, the first day of December next, at three of the clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To raise and appropriate money to complete the new High school building and procure furniture for the same and other schools.

Third. To see if the town will enlarge the Pearl place school-house.

Fourth. To see if the town will take any measures in respect to purchasing a lot of land belonging to Harrison Fay, adjoining the Pierce school-house.

Hereof fail not, and make due return of this warrant, with your doings thereon, at the time and place of said meeting. Given under our hands and seals at Brookline, this nineteenth day of November, in the year of our Lord one thousand eight hundred and fifty-six.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, November 26th, 1856.

In conformity with the within warrant, I have notified and warned the legal voters of the town of Brookline to meet at the time and place and for the purposes within named, by leaving a printed notice of the same at their last and usual place of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 89.)

In compliance with the foregoing warrant, the citizens of the town of Brookline assembled at the Town Hall in said town, on the afternoon of Monday, the first day of December, 1856, and were called to order by the Town Clerk at ten minutes past three o'clock, who proceeded to read the warrant and return thereon, and presided while the meeting chose a Moderator.

On motion, it was—

Voted, That a Moderator be chosen by nomination at large.

Marshall Stearns was accordingly nominated and chosen, and proceeded to take the chair.

The Second Article in the warrant was then taken up:

To see if the town will raise and appropriate money to complete the new High school building and procure furniture for the same and other schools.

Thomas Parsons, chairman of the building committee, then read the following report:

REPORT.

The building committee appointed at the adjourned town meeting held on the 7th day of April last, to supervise the building of the new High school-house for the town of Brookline, beg leave to lay before the citizens and authorities of the town the following statement as exhibiting the reason for calling the present town meeting.

The sum appropriated last April by the town for building the new High school-house was $10,000. Exclusive of its heating apparatus, the building which has been put up and dedicated to its appropriate use has cost $9,939, and inclusive of that apparatus, consisting of two of Chilson's improved furnances, it has cost $10,492, as will appear from the following items:

Contract with Jonas Fitch, carpenter . . .	$7,689	
" " Horace James, mason . . .	2,250	$9,939
Chilson's furnaces, with iron chimney		553
Total		$10,492

The building thus completed is considered by your committee as inferior to few if any of a similar character in the state, whether regard be had to its fitness for the purposes of a High school or to its substantial value and the thoroughness of its workmanship. It has a very heavy frame of the best timber, and is finished with lumber and other materials of the best quality. It contains in the cellar two apartments, separated from each other by a brick wall, each about 20x40 feet, nine feet high in the clear, and paved with brick, to be used as separate exercise or play-rooms for the pupils in stormy weather; and in addition to these, a commodious furnace-room, with coal and ash bins attached, and two staircases, each accommodating a pump and sink supplied with good water for the use of the school; in the first story, a large lecture-room, a smaller apartment for philosophical apparatus, and two clothes-rooms for the convenience of the pupils; and in the second story, the principal school-room, about 42 feet square, an assistants' recitation-room, and a room for the use of the Principal and for the cases of the High school library. Such a building, in good architectural taste, and finished as it is in a very thorough manner, and with all the most approved modern conveniences, the committee cannot but think is not only a credit to the town but well worth the money which it has cost.

But in addition to the building itself, the committee have been obliged to expend a further sum in grading and fencing the lot on which it

stands and in furnishing the various rooms which it contains, and toward meeting these additional expenses they are compelled to ask from the town a further appropriation to the amount of $3,500, a sum which they consider moderate in view of the hard and encumbered lot which they have had to grade, the handsome shape and condition to which they have reduced it, the thoroughness of its drainage, and the excellent quality of the furniture with which they have been able to supply the various apartments in the building. The additional appropriation which they hereby respectfully ask will cover the cost of the furnaces, and, it is believed, most all the other bills which yet remain unpaid. These bills comprise the following items, viz.:

On Mr. Allen's bill	$166 83
" " Fitch's bill	1,172 49
" Smith & Lovett's bill	160 47
" Kenrick's bill	117 90
" Jones & Carpenter's bill	4 12
" C. A. Morse's bill	4 12
" Mr. Orcutt's bill	65 00
" " Ross's bill	47 50
" " Driscoll's bill	83 37
" " James' bill	647 86
" " Binney's bill	16 00
" " Palmer's bill	49 80
" " Pettingill's bill	14 82
" " Davenport's bill	17 82
" " Chilson's bill	560 00
" Privies	250 00
" Sundries, say	121 90
	$3,500 00

All which is respectfully submitted.

BROOKLINE, Dec'r 1st, 1856. THOMAS PARSONS,
(File G, No. 90.) *Chairman.*

Voted, To accept the foregoing report.

Voted, To lay the Second Article on the table.

Voted, To take up the Third Article, to wit:

To see if the town will enlarge the Pearl place school-house.

William A. Wellman then presented plans showing the proposed enlargement, and moved that the school-house now on Pearl place be enlarged according to those plans, and that the sum of ($2,500) two thousand five hundred dollars be raised and appropriated for that purpose. Adopted.

Voted, That the sum of $2,500 be raised and appropriated to enlarge the present Pearl place school-house, as moved by Mr. Wellman, agreeable to the plans submitted.

The Fourth Article was then taken up, to wit:

To see what action the town will take in relation to purchasing a piece of land of Harrison Fay, adjoining the Pierce school-house.

Voted, That a committee of five be appointed by the Moderator, to examine the land and ascertain on what terms it can be purchased.

The Moderator appointed the following gentlemen, to wit: Messrs. Samuel Philbrick, Charles Stearns, Jr., James Bartlett, J. Davenport, and Thomas Parsons, committee appointed to examine land and obtain terms, under Fourth Article.

Voted, That a committee of three be chosen by nomination at large, to take charge of the enlargement of the Pearl place school-house.

The following gentlemen were then nominated and chosen, to wit: Messrs. Thomas Parsons, J. Davenport, and A. W. Smith, committee on Pearl place school-house.

Voted, To take up from the table the Second Article.

Voted, To raise and appropriate the sum of ($3,500) three thousand five hundred dollars to complete the High school building.

Voted, To raise and appropriate the sum of ($500) five hundred dollars to furnish the High and other schools.

Voted, That the Town Treasurer be and hereby is authorized to borrow for the use of the town the sum of $6,500, as follows:

For completing the High school-house	$3,500
" enlarging the Pearl place school-house	2,500
" furniture for the various schools	500
	$6,500

—and to give the note or notes of the town therefor, in such sums and at such times as may be called for by the various committees.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

ANNUAL MEETING, MARCH 16, 1857.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on the afternoon of Monday, the sixteenth day of March, current, at one of the clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To choose the necessary town officers for the following year.

Third. To hear and act upon the reports of town officers and committees.

Fourth. To see what action the town will take upon the order of notice from the County Commissioners in relation to the laying out a road from Harvard street to the Western avenue.

Fifth. To see what action the town will take on an order of notice from the County Commissioners in relation to the laying out of a road from Appleton or Oakland place through Brookline to the bridge across Charles river, leading from Brookline to Cambridgeport to connect roads leading from Dorchester and Roxbury to Cambridge and Somerville; also, a road between the city of Roxbury and the old county road of Cambridgeport and the colleges, passing through Brookline.

Sixth. To see what action the town will take upon an order of notice from the Commissioners on the Back Bay Lands in relation to the alteration of the boundary lines between the cities of Boston and Roxbury and the town of Brookline.

Seventh. To see if the town will, under the provisions of the 305th chapter of the statutes of 1851, establish and maintain a public library within the town for the use of its inhabitants, and provide suitable rooms therefor, and prescribe regulations concerning the same, and make appropriations for the foundation and commencement and increase thereof.

Eighth. To see if the town will take any action with respect to calling in the School Fund, which was loaned to the town for the erecting of

the Town Hall in 1845, and appropriate such fund to the erecting of a building to contain suitable rooms for an evening school and a public library.

Ninth. To see if the town will purchase a gravel pit on Fairmount or vicinity for the repairs of highways.

Tenth. To see if the town will purchase a lot of land in rear of the Town Hall, lying between the Town Hall and Mechanic place.

Eleventh. To raise and appropriate such sums of money as may be necessary to defray the expenses of the town for the ensuing year.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this second day of March, in the year of our Lord eighteen hundred and fifty-seven.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, March 12th, 1857.

By virtue of this warrant, I have notified and warned the legal voters of the town of Brookline to meet at the time and place and for the purposes within named, by leaving a printed copy of the same at their last and usual place of residence.

(File G, No. 91.)

ELISHA STONE,
Constable of Brookline.

Agreeable to the foregoing warrant, the citizens of the town of Brookline assembled at the Town Hall in said town on the afternoon of Monday, the sixteenth day of March, A. D. 1857, and were called to order by the Town Clerk at ten minutes past one o'clock, who proceeded to read the warrant calling the meeting and the return thereon, as before given.

Attest: B. F. BAKER,
Town Clerk.

The meeting then proceeded to the choice of a Moderator, the Town Clerk presiding.

The whole number of votes was seventy-six, all for William I. Bowditch, and he was declared elected, and took the chair.

The meeting was then called to order by the chair, and prayer was offered by the Rev. N. M. Perkins.

The Second Article was then taken up, and the meeting proceeded to vote for a Town Clerk for the ensuing year. The whole number of ballots was one hundred and twenty-six, and were all for B. F. Baker, and he was accordingly declared elected, and was sworn to the faithful discharge of the duties of the office, by the Moderator.

Voted, To lay the Second Article on the table.

The Third Article was then taken up, viz.:

To hear and act upon the reports of town officers and committees.

The Treasurer's report, which had been printed and circulated through the town, was then presented and accepted. (File G, No. 92.)

The School Committee's report, which had been printed and distributed, was then presented and accepted. (File G, No. 93.)

James Bartlett, Chairman of the Selectmen, presented the following report, which was accepted:

REPORT ON GUIDE POSTS AND BOARDS.

The Selectmen submit the following report of the places where guide posts and boards are erected and maintained by the town, to wit:

There is a guide post with a board thereon standing at the junction of Boylston street with Washington street, directing to Newton Upper Falls and Brighton.

One at the corner of Boylston and Heath streets, directing to Newton, Worcester, and Dedham.

One at the corner of Boylston and Brighton streets, directing to Brighton.

One at Boylston and Cross streets, directing to Newton Upper Falls, Newton, and Brighton.

One at Heath and Warren streets, to Newton, Dedham, and Brighton.

One at Clyde and Warren Streets, directing to Dedham and Brighton.

One at Clyde and Newton streets, to Brighton, Newton, and Dedham.

One at Grove and Newton streets, to West Roxbury and Dedham.

One at Grove and South streets, directing to Brighton.

One at South and Newton streets, to Dedham, Brighton, and Newton.

One at Warren and Cottage, to Dedham and Jamaica Plain.

One at Warren and Walnut streets, to Jamaica Plain.

One at Washington and Harvard streets, directing to Brighton and Cambridge.

One at Sewall's avenue and Harvard street, directing to Cambridge and Cambridgeport.

One at Beacon and Washington streets, directing to Boston, Newton Center, Roxbury, and Brighton.

One at Beacon and Harvard streets, directing to Boston, Newton Centre, Cambridge, and Cambridgeport.

One at the junction of Mill Dam and Beacon street, directing to Newton Centre.

All which is respectfully submitted for the Selectmen.

BROOKLINE, March, 1857. JAMES BARTLETT,
(File G, No. 94.) *Chairman.*

Voted, To lay on the table, and to take up from the table the Second Article.

Voted, To choose three Selectmen.

The whole number of votes was one hundred and thirty. James Bartlett had one hundred and twenty-three, Marshall Stearns had one hundred and thirty, Howard S. Williams had one hundred and twenty, and they were declared elected, and were sworn into the office by the Moderator.

Voted, That the Selectmen be Overseers of the Poor.

Voted, To choose three Principal Assessors and three Assistant Assessors.

The whole number of votes was one hundred and four, and were as follows:

Willard A. Humphrey,	Principal,	one hundred and four,
J. Davenport,	"	eighty-eight,
Frederick J. Williams,	"	one hundred and three,
Thomas B. Hall,	Assistant,	one hundred and three,
Wm. H. Jameson,	"	ninety-five,
George Craft,	"	one hundred and four,

—and Messrs. W. A. Humphrey, J. Davenport, Frederick J. Williams, Thomas B. Hall, and George Craft, were sworn to the faithful discharge of the duties of their several offices by the Moderator of the meeting.

The meeting then proceeded to vote for Town Treasurer. The whole number of votes was one hundred and eighteen. Moses Withington had one hundred and eleven, and was declared elected.

Voted, That the Treasurer be Collector,

—and the Moderator then administered to him the oath of office.

Voted, To choose three Surveyors of Highways.

The whole number of votes was one hundred and twenty-eight, and were as follows:

William J. Griggs had one hundred and eighteen,
Charles Smith had one hundred and twenty-four,
Eben W. Reed had one hundred and twenty-six,

—and they were declared elected, and Mr. Eben W. Reed was sworn by the Moderator.

Voted, To choose ten Constables.

The whole number of votes was two hundred and thirty-nine, and were as follows:

Augustus Allen, two hundred and thirty-four,
Elisha Stone, two hundred and thirty-four,
Aaron Whitney, two hundred and thirty-three,
Lewis B. Doe, two hundred and twenty-seven,
John Dustin, one hundred and forty-five,
F. H. Corey, one hundred and ninety-two,
Joseph Bradley, one hundred and forty-four,
James Alger, one hundred and fifty-eight,
Eli D. Sanderson, one hundred and fifty-eight,
Reuben A. Chace, one hundred and fifty-one,
A. H. Clapp, ninety-one,

—and the ten first named were declared elected, and were sworn into the office by the Moderator.

Voted, To choose seven School Committeemen.

The whole number of votes was one hundred and eighty-nine, and were as follows:

Rev. John S. Stone had one hundred and eighty-two,
" Matson M. Smith had one hundred and seventy-nine,
" N. M. Perkins had one hundred and eighty-four,
" F. H. Hedge had one hundred and eighty-three,
" T. B. Hayward had one hundred and two,
Mr. Thomas Parsons had one hundred and eighty-eight,
" Stephen Salisbury had one hundred and eighty-eight,

—and they having the highest number, were declared elected.

Voted, Not to choose Tythingman.

Voted, To choose five Field Drivers,

—and the meeting nominated and chose Messrs. Moses Jones, Jr., James Sinclair, John C. Abbott, Silas H. Langley (sworn by the Moderator), and Thomas S. Pettengill.

Voted, To choose two Fence Viewers.

Messrs. C. L. Haynes and Thomas C. Quimby.

Messrs. J. Anson Guild, Elisha Stone, and D. S. Coolidge, were chosen Surveyors of Lumber and Measurers of Wood and Bark.

Charles W. Tolman, Sealer of Leather.

Charles D. Head, Charles W. Scudder, and Edw. Atkinson, Auditors.

Augustus Allen, Wm. J. Griggs, and C. L. Palmer, Fire Wards.

Silas H. Langley, Pound Keeper.

Harrison Fay, Thomas S. Pettingill, and John A. Bird, Cemetery Committee.

Augustus Allen and J. Davenport, Truant Officers.

Charles Pope, Truant Justice.

Voted, To take the Third Artice from the table.

Mr. Samuel Philbrick, chairman of the committee to whom was referred the subject of purchasing the lot of land adjoining the Pierce school-house on Prospect street, submitted the following report, which was accepted:

REPORT.

The committee chosen by the town, in December last, with instructions to examine a lot of land situated near the Pierce school-house, belonging to Harrison Fay, and if found eligible for the use of the town, to ascertain on what terms it can be purchased and report the result to this meeting, respectfully report that, having attended to that service, they find said lot, containing about thirteen thousand five hundred and eighty square feet, is situated in such close proximity with the school-house that buildings might be placed near enough to endanger its safety, and it being a high bank of gravel much needed for raising and repairing the public streets, which, when removed, would open a valuable enlargement of the school-house lot, we are united in the opinion that the interests of the town would be promoted by its purchase, even at the high price of twenty cents per square foot, at which price it is firmly held.

Samuel Philbrick.
Charles Stearns, Jr.
J. Davenport.
Thomas Parsons.
James Bartlett.

Brookline, March 16th, 1857.
(File G, No. 95.)

Voted, That the Selectmen be a committee to purchase the land.

The Fourth Article was then taken up, to wit:

To see what action the town will take upon the order of notice from the County Commissioners, in relation to laying out a road from Harvard street to the Western avenue.

Dr. Charles Wild presented and read the following report, which was accepted:

REPORT.

The undersigned, a committee appointed at the annual town meeting, held on the 19th of March, 1855, to consider the expediency of laying out a way in continuation of School street by the Episcopal Church to the Mill Dam, beg leave to submit the following report:

The road proposed begins at Harvard street immediately opposite the end of School street, and passing between the Episcopal Church and the old Aspinwall mansion-house and north of the house now occupied by William Aspinwall by an easy curve to the south, crosses the railroad at grade, and terminates at the Brookline branch of the Mill Dam at a right-angle with it. The whole length is 2770 feet, of which over 1500 feet is now built, with a sidewalk on one side as far as the Episcopal Church, and with sidewalks on both sides for the remainder of the distance. The gutters are paved where the descent is considerable, and there are two sufficient drains with iron gratings. The grades of the finished road are easy, only in one instance rising to 5 feet in 100. The grade proposed for the continuation of about 1200 feet is nearly level, descending to the railroad at a grade of two feet to the one hundred, and thence passing over the marsh at a level. There is on the unfinished road over the upland one-half, and probably two-thirds, of the material necessary to grade over the marsh, and the remainder may be obtained from the adjoining lots, as it is Col. Aspinwall's intention to reduce them to nearly the level of the road, and in the vicinity of the railroad to the same level with that, so as to give a clear view of the track. Col. Thomas Aspinwall and Mr. Augustus Aspinwall (who owns part of the road) agree, provided the road shall be laid out according to the survey of Mr. Shedd as a public highway within ninety days, to relinquish all claims to damages for the land traversed by the road to the width of forty feet for the whole distance. Col. Aspinwall has obtained from the Boston and Roxbury Mill Dam Corporation the right to build the road solid, with the exception of a culvert for the water, thus saving the expense of bridging.

The arguments in favor of this project are the following:

1st. It will be a continuation towards Boston and Roxbury of School and Cypress streets, making with them a continuous road, without any sharp curve, of six thousand one hundred and nine feet, or a mile and a fifth.

2d. It will make a second outlet from the populous part of the town to Boston and Roxbury, and thus relieve that part of Washington street lying between the Baptist Church and the gas works of much of its travel.

3d It will save about a quarter of a mile in the travel between the bottom of School street and the Mill Dam road at the point of junction of the two roads. By the way of Francis street, it will shorten the distance to Roxbury street and will greatly facilitate the intercourse between Oakland place and Appleton place and Brookline.

4th. It can be completed at less cost now than any future time, the land being owned by one person only, and yielded for the purpose within contemplated.

5th. The town needs the right to drain its existing roads through this proposed road. By the sufferance of the Messrs. Aspinwall the town last year laid a paved drain over four hundred feet long by the side of this road. This the Messrs. Aspinwall have the right to take up at any moment, nor could the town again acquire the right to this drainage without the payment of damages.

6th. Though it is estimated that the cost of the completion of the road would be about two thousand dollars, your committee believe that the cost to the town of Brookline, in consequence of the supposed advantage to the abutters, may be but one thousand dollars, such sum to be paid to the contracting parties upon its completion and acceptance.

The committee have therefore come to the conclusion that it would be for the benefit of the town to have this road laid out as a public highway.

That the rights of railroads and towns in respect to crossing at grade are yet unsettled, and the consequent future expenses to the town, are objections, the weight of which can be as justly estimated by our fellow-citizens individually as by ourselves, and consequently with this statement of the facts we leave the subject for your consideration.

CHARLES WILD,
W. J. GRIGGS,
WILL. ASPINWALL,
Committee.

BROOKLINE, March 16th, 1857.
(File G, No. 96.)

On motion of Edward A. Dana, it was—

Voted, That the town recommends the laying out by the County Commissioners of the highway prayed for between School street and a point on the Mill Dam in Brookline between the gas works and Oakland place, provided that Messrs. Thomas and Augustus Aspinwall, or either of them, or any other responsible party, will contract with the town (if ordered to build said road) to construct said road for one thousand dollars, such sum to be paid to such contracting party upon the completion and acceptance of said road; provided further, that the time for laying out the said road

be extended by the said Aspinwalls to six months, and that the other terms and propositions embodied in the report of the town's committee as proposed by said Aspinwall be also agreed to, and a committee be appointed to meet the Commissioners in behalf of the town to recommend the laying out said road, provided the Aspinwalls agree as above; and otherwise, to oppose the same.

Voted, That when this meeting adjourns it be to meet in this place two weeks from to-night, at seven o'clock.

The Fifth Article was then taken up, the subject-matter of which was to see what action the town would take in relation to an order of notice from the County Commissioners in relation to laying out a road from Appleton or Oakland place through Brookline to the bridge across Charles River leading to Cambridge and Cambridgeport.

Voted, That the Selectmen be and hereby are appointed a committee to attend to said matter, and look after the interests of the town therein.

Voted, To indefinitely postpone the Sixth Article.

The Seventh and Eighth Articles were then taken up, to wit:

Article Seventh. To see if the town will, under the 305th Chapter of the Statutes of 1851, establish and maintain a public library within the town for the use of its inhabitants, and provide suitable rooms therefor, and prescribe regulations concerning the same, and make appropriations for the foundation and commencement and increase thereof.

Eighth. To see if the town will take any action in respect to calling in the School Fund, which was loaned to the town for the erecting of the Town Hall in 1845, and appropriate such fund to the erecting of a building to contain suitable rooms for an evening school and for the public library.

Voted, That the Seventh and Eighth Articles be referred to a committee of five persons, to be appointed by the chair, to take the subject into consideration, and report thereon at the next meeting.

The chair accordingly appointed the following gentlemen to serve on the aforesaid committee, to wit: Messrs. Edward

A. Dana, Abijah W. Goddard, Samuel Philbrick, George F. Homer, and Charles Follen, committee on public library and school fund—Seventh and Eighth Articles.

Article Ninth. To see if the town will purchase a gravel pit on Fairmount or vicinity for the repair of highways,

—and on motion of Samuel Philbrick, it was—

Voted, That a committee of three citizens be chosen to examine the gravel hills in the vicinity of Fairmount, and if any place could be found conveniently accessible containing gravel suitable for repairing the public highways that can be purchased at a reasonable price, to report to the adjournment of this meeting the quality of land, situation, and price for which it can be obtained.

Voted, That said committee be appointed by the chair.

The chair appointed Messrs. Willard A. Humphrey, William J. Griggs, and Thomas Parsons, committee on Ninth Article.

Article Tenth. To see if the town will purchase a lot of land in rear of the Town Hall, lying between the Town Hall and Mechanic place.

On motion of Samuel Philbrick, it was—

Voted, That a committee of three citizens be chosen to examine the land between the Town House lot and Mechanic place, and if found for the use or convenience of the town of importance, to ascertain the quality and price for which it could be obtained, and report to the adjournment of this meeting.

Voted, That the chair appoint said committee,

—and the chair appointed the following gentlemen, to wit: Messrs. Theophilus P. Chandler, David Wilder, Jr., and Charles Stearns, Jr., committee on Tenth Article.

Voted, To adjourn.

Adjourned.

Attest: B. F. BAKER,
Town Clerk.

In conformity with the laws of this Commonwealth, the Town Clerk forthwith made out his warrant and delivered it to Constable Augustus Allen, requiring him to summon all officers chosen to appear before the Town Clerk within seven days from this date and be sworn to their respective offices, where an oath is required by law, or to signify their acceptance or refusal of the office to which they were respectively chosen.

Attest: B. F. BAKER,
Town Clerk.

NORFOLK, ss. BROOKLINE.

Then personally appeared the undermentioned and were sworn at the time set against their names, or signified their acceptance or refusal of the offices to which they had been chosen.

Attest: B. F. BAKER,
Town Clerk.

(File G, No. 97.)

1857.

March 17. John A. Bird, declines Cemetery Committee.
" 18. Charles Smith, sworn Highway Surveyor.
" 19. Charles L. Palmer, accepted Fire Ward.
" 19. Charles W. Scudder, " Auditor.
" 20. Edward Atkinson, " "
" 20. Thomas Parsons, " School Committee.
" 20. Matson M. Smith, " " "
" 20. Frederick H. Hedge, decl'd " "
" 21. Thomas S. Pettengill, sworn Field Driver.
" 21. Thomas S. Pettengill, accepted Cemetery Committee.
" 21. John S. Stone, " School Committee.
" 21. Nehemiah M. Perkins, " " "
" 21. Augustus Allen, " Fire Ward.
" 21. Augustus Allen, " Truant Officer.
" 21. Stephen Salisbury, " School Committee.
" 23. Elisha Stone, sworn Surveyor of Lumber and Measurer of Wood and Bark.
" 23. J. Davenport, accepted Truant Officer.
" 23. Charles Pope, " Truant Justice.
" 23. Charles D. Head, " Auditor.
" 23. T. B. Hayward, declined School Committee.
" 23. Clark L. Haynes, sworn Fence Viewer.

ADJOURNED ANNUAL MEETING, MARCH 30, 1857.

Agreeable to adjournment, the citizens of the town of Brookline assembled in the Town Hall in said town, on Monday evening, March the 30th, 1857, and were called to order at quarter-past seven o'clock.

The meeting then proceeded to choose the following officers to fill vacancies, to wit:

William H. Jameson, Assistant Assessor.

Thomas S. Pettengill, Highway Surveyor. (Sworn by the Moderator.)

Voted, To reconsider the vote whereby the town voted to have five Field Drivers for the ensuing year.

Voted, That two be the number for the ensuing year.

Elisha Stone (sworn by the Moderator), David S. Coolidge, and J. Anson Guild, Surveyors of Lumber and Measurers of Wood and Bark.

Charles W. Tolman (sworn by the Moderator), Sealer of Leather.

T. E. Francis and F. W. Prescott, School Committee.

Oliver Cousens, Fire Ward.

William Dearborn and Samuel Clark, Cemetery Committee.

Voted, That a committee of five be appointed by the chair to take the whole subject of the Fifth Article into consideration. (See warrant, p. 550.)

The chair appointed the following gentlemen, viz., Messrs. James Bartlett, Amos A. Lawrence, Augustus Allen, Willard A. Humphrey, and William J. Griggs, committee on the Fifth Article.

The Seventh and Eighth Articles were then taken up, and Edward A. Dana, chairman of the committee appointed at the last meeting to consider the subject-matter of said articles, presented the following votes, which were passed, to wit, the same being on the Seventh Article. (See warrant.)

Voted, To establish a public library in this town for the use of the inhabitants thereof, and to appropriate for the foundation and commencement of such library the sum of nine hundred and thirty-four dollars, being at the rate of one dollar for each of the ratable polls in this town in the year next preceding the present year.

Voted, To appropriate for the maintenance and increase of such library for the current year the sum of two hundred and thirty-three dollars, the same being the sum authorized by the Statutes of this Commonwealth.

Voted, To assign for the reception of such library and its accommodation the hall on the first floor of the Town Hall building.

Voted, To choose annually from the inhabitants twelve persons, who shall constitute a Board of Trustees, with authority to make suitable regulations for the government and management of said library. Said Board of Trustees shall select and purchase books and periodicals for the library and fit up the room therefor, and have the general charge of the library and room.

Voted, To raise the amount above provided, by taxation during the present year.

Voted, That a committee of three be appointed by the Moderator, who shall report to this meeting the names of twelve inhabitants to act as the Board of Trustees aforesaid.

(See file G, No. 98.)

The chair then appointed for the said committee the following-named gentlemen, viz., Messrs. James M. Howe, James Bartlett, and Augustus Allen.

Voted, To indefinitely postpone the Eighth Article.

Voted, That the sum of three hundred dollars be and hereby is appropriated to fit up the room now unoccupied on the lower floor of the Town Hall building, for the reception and use of the public library. (See appropriations.)

The committee appointed to select a list of twelve citizens to act as a Board of Trustees reported the following list of names to the meeting, viz.: Messrs. Thomas Parsons, B. F. Baker, James M. Howe, John N. Turner, Amos A. Lawrence, Marshall Stearns, T. P. Chandler, F. H. Hedge, D. D.,

W. I. Bowditch, James Bartlett, E. A. Dana, and Edward Atkinson.

Voted, That the above-named gentlemen be the Board of Trustees of the public library for the ensuing year.

The Ninth Article was then taken up, and the committee appointed thereon presented the following report, to wit:

REPORT.

The committee appointed by the town, March 16th, 1857, to examine a gravel bank on Fairmount, have attended to that duty, and submit the following report:

The lot of land in question, belonging to Mr. Aaron Whitney, is situated on the northwest side of Fairmount, and contains about fifty thousand feet. The quantity of gravel is very large, of excellent quality, easy of access, and can be bought for five and a half cents per foot.

Your committee are of the unanimous opinion that it will be for the interest of the town to purchase the same.

W. A. Humphrey,
Thomas Parsons,
William J. Griggs,
Committee.

(File G, No. 99.)

Voted, That the Selectmen be and are hereby instructed to purchase the same at five and a half cents per foot.

Tenth Article taken up.

The committee to whom this article was referred presented the following report, to wit:

REPORT.

The committee appointed under the Tenth Article of the warrant for the meeting on the 16th inst., respectfully report that the lot of land therein referred to lies directly in rear of the Town Hall, about sixty feet therefrom, and contains, by estimate, about twenty-two thousand feet, being bounded on one side by the Town Hall lot, and on the other three sides by public streets. This land was offered to the town twelve years ago for three cents per square foot. The owner has sold more or less gravel from it every year since, and now asks twenty-five cents per square foot, and your committee being satisfied the lot will be required for town purposes, recommend the town to strike before it goes any higher.

They report the following resolution:

Resolved, That the Selectmen be and they are hereby authorized to purchase the lot of land lying between the Town Hall and Mechanic place for town purposes, at twenty-five cents per square foot, and proper officers of the town are hereby authorized to execute any papers that the case may require.

All which is respectfully submitted.

T. P. Chandler,
Charles Stearns, Jr.,
David Wilder, Jr.,
Committee.

Brookline, March 23d, 1857.

(File G, No. 100.)

Voted, To accept and adopt the foregoing report.

Voted, That the Selectmen be and are hereby authorized to purchase said lot of land at the sum of twenty-five cents per square foot.

Voted, That the Town Treasurer be and hereby is authorized to borrow a sum not exceeding eleven thousand five hundred dollars, to purchase the three lots, to wit: The Fay lot adjoining the Pierce school-house lot, the lot in rear of the Town Hall, and the gravel lot on Fairmount.

Eleventh Article taken up:

To raise and appropriate such sums of money as may be necessary to defray the expenses of the town for the current year.

The meeting then proceeded to make the following appropriations, to wit:

For support of schools	$14,875 00
" " poor	800 00
expense of highways	2,000 00
fire department	700 00
county tax	6,000 00
state tax	5,000 00
collecting taxes, $300, (see subsequent vote of $100 additional)	400 00
abatement of taxes	500 00
extinction of town debt	6,500 00
interest on town debt	3,300 00
repairs on town buildings	600 00
town officers	1,200 00
sidewalks	600 00
paving gutters and relaying drains	300 00
land damages, widening and grading streets	200 00
cemetery	100 00
ringing bell	100 00
reservoir	800 00
fencing and decorating town land	500 00
lighting Town Hall and streets	1,200 00
prosecuting violations of liquor law	200 00
contingencies	2,000 00
completing new High school-house	700 90
completing new addition to Pearl place school-house	2,200 00
police	200 00
foundation and commencement of public library	934 00
maintenance and increase of public library	233 00
fitting up rooms for the reception of pubilc library	300 00

Voted, That the sum of four hundred dollars be paid for collecting taxes, in full. (See appropriations.)

Voted, That the sum of three hundred dollars appropriated for the fitting up of the public library be raised by taxation the present year.

On motion of T. P. Chandler the meeting passed the following resolve:

Resolved, That the Selectmen be authorized and directed forthwith to ascertain at what price all the lots of land lying between Washington and School streets and west of Prospect street, not owned by the town, can be purchased, and obtain written proposals therefor, and that they insert an article in the warrant calling the next town meeting, to see what action the town will take in relation to purchasing all or any part thereof, and that they report their doings at such meeting.

Adopted.

Voted, That William I. Bowditch be added to the committee.

Voted, That the Treasurer, Moses Withington, be and hereby is authorized to borrow the sum of ten thousand dollars, in anticipation of taxes.

Voted, That when this meeting adjourn it be to meet at this place on the thirteenth day of April next, at seven and a half o'clock in the evening.

Adjourned.

Attest: B. F. BAKER,
Town Clerk.

ADJOURNED ANNUAL MEETING, APRIL 13, 1857.

According to adjournment, the citizens of the town of Brookline assembled at the Town Hall in said town, on the evening of Monday, April the thirteenth, A. D. 1857, and were called to order at quarter of eight o'clock.

The office of Assistant Assessor being declared vacant in the Middle District, the meeting proceeded to re-elect William H. Jameson.

The committee appointed to take into consideration the subject-matter of the Fifth Article and report thereon, presented the following report, to wit:

REPORT.

The undersigned, a committee appointed at the adjourned annual meeting of the town, held on Monday evening, March the 30th, 1857, to take into consideration the subject of the Fifth Article in the warrant calling said meeting, relating to an order of notice from the County Commissioners in respect to laying out roads and building bridges across Muddy River from Appleton place, so called, in Roxbury to Brookline, would make the following report:

The committee, after viewing the ground and carefully considering the subject, came to the conclusion that if the County Commissioners should come to the conclusion that the public good requires the laying out of a road and a bridge across Muddy River, in the opinion of the committee the best place for bridging said river would be at or near the Longwood station, connecting Elm street in Roxbury with Kent and Beacon streets in Brookline. The river at this point is norrower than it is farther east, and consequently a bridge could be built cheaper and kept in repair at a much less expense than if built at a more easterly point. The committee are also of the opinion that it would be for the interest of both the city of Roxbury and the town of Brookline (if said bridge is to be built,) that it be located at this point, as it is already in contemplation to lay out and build a road from Tremont street in Roxbury to the Longwood station in Brookline, and from thence to Harvard street in Brookline, making nearly a straight line from Beacon street and Harvard street in Brookline to Tremont street in Roxbury, which road is very much needed, and can be built at the present time with a trifling expense to the town of Brookline; and the committee believe that the public travel from Roxbury or Norfolk County to Cambridgeport across Charles River bridge would be as well accommodated by this route as by any other, as the distance is but a few rods longer, if any, than it would be if the bridge was located further down the river.

The committee have also received proposals from Messrs. Charles and Marshall Stearns, agreeing, if the town will advocate, by a committee or otherwise, before the County Commissioners the laying out of the road and bridge by Longwood station, and if said road and bridge are ordered to be built, that they will give the land and build the road from Sewall's avenue to the bridge and furnish all the gravel that shall be necessary for building said road and bridge free of expense to the town. They also agree, if a street is laid out from Longwood station to Harvard street near the new school-house, to give the land for a road of fifty feet in width, and be at half the expense of building the same.

We therefore recommend to the town to appoint a committee to appear before the Commissioners and advocate the building of a bridge at Longwood station, and to oppose the laying out of a road across Swallow Pond.

All or which is respectfully submitted.

JAMES BARTLETT,
W. A. HUMPHREY,
AUGUSTUS ALLEN,
WILLIAM J. GRIGGS,
Committee.

BROOKLINE, April 13th, 1857.
(File G, No. 101.)

Voted, To accept the foregoing report.

Voted, That a committee of five be appointed to appear before the County Commissioners and oppose the laying out a road across Swallow Pond.

Voted, That the same committee be and hereby are directed to advocate the building of a bridge across Muddy River near the Longwood station.

Voted, That the same committee have charge of this matter that have reported thereon, to wit: Messrs. James Bartlett, Amos A. Lawrence, Augustus Allen, W. A. Humphrey, and William J. Griggs.

A proposition was here made by the Messrs. Charles and Marshall Stearns, to the effect that if the town would advocate the laying out of the road as prayed for in the petition and recommended in the report, and the County Commissioners shall so lay it out, they will give their land over which it passes and be to the expense of making that portion of the road.

Voted, That the committee be and hereby are instructed to advocate the further extension of said road to Beacon street, provided that it is without any expense to the town.

Voted, That if the bridge across Muddy River be built, the Selectmen are hereby requested to lay out a new road from Harvard street to the bridge.

Voted, That the same committee appear before the County Commissioners and advocate the laying out of the road and bridge.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, MAY 1, 1857.

Constitutional Amendments.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] Commonwealth of Massachusetts.

Norfolk, ss.

To either of the Constables of the Town of Brookline,

Greeting:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Friday, the first day of May next, at three o'clock in the afternoon, at which time and place the polls will be opened, and kept open not less than two hours, for the following purposes, to wit:

To bring in their votes to the Selectmen on the proposed Articles of Amendment to the Constitution, each article to be voted for separately on one ballot, as follows, viz.:

On the First Article of Amendment, Yes or No.
On the Second Article of Amendment, Yes or No.
On the Third Article of Amendment, Yes or No.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline, this sixteenth day of April, in the year of our Lord one thousand eight hundred and fifty-seven.

James Bartlett,
Marshall Stearns,
Howard S. Williams,
Selectmen of Brookline.

Norfolk, ss. Brookline, April 24th, 1857.

In pursuance of the within warrant, I have notified and warned the legal voters of the town of Brookline to meet at the time and place and

for the purposes within named, by leaving a printed copy of the same at their last and usual place of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 102.)

Pursuant to the foregoing warrant, the citizens of the town of Brookline assembled at the Town Hall in said town, on Friday, May the first, A. D. 1857, and were called to order by James Bartlett, Chairman of the Selectmen, at three o'clock in the afternoon.

The warrant and return thereon was then read by the Town Clerk.

The polls were then opened to receive votes, and were kept open until fifteen minutes past five o'clock, when, by vote, they were declared closed, and the Selectmen and Town Clerk proceeded to sort and count the votes, and the whole number was one hundred and ninety-nine, and were as follows, to wit:

On the First Article of Amendment: Yeas, one hundred and forty (140); Nays, fifty-nine (59).

On the Second Article of Amendment: Yeas, sixteen (16); Nays, thirty-two (32).

On the Third Article of Amendment: Yeas, one hundred and eighty-eight (188); Nays, eight (8).

The votes were counted, recorded, and declaration thereof made, and they were then sealed up in open town meeting and delivered to the Town Clerk to transmit to the Secretary of State.

In voting the check-list was used, and no voter was allowed to deposit his vote until his name was found and checked.

The business of the meeting being all accomplished, it was declared dissolved, by James Bartlett, Chairman of the Selectmen.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, JUNE 3, 1857.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Wednesday, the third day of June next, at five of the clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To hear and act upon an order of notice from the County Commissioners in respect to laying out a highway from Perkins or Cottage street in Brookline through Goddard avenue to the town of West Roxbury.

Third. To hear and act upon an order of notice from the County Commissioners in respect to laying out a road from Heath street to Newton street, in Brookline.

Fourth. To hear and act upon the request of Eliakim Littell in relation to purchasing land for a common for the town.

Fifth. To hear and act upon the request of Eliakim Littell in respect to establishing evening schools for teaching adults to read and write.

Sixth. To see if the town will pass a by-law concerning the removal of the engine from the engine-house by any person or persons not duly authorized, and concerning malicious interference with the buildings, fixtures, or apparatus, belonging to the fire department, and to provide penalty for breach of such by-law.

Seventh. To see if the town will pass a by-law concerning the rate of speed at which any beast may be driven through the ways or streets or avenues of the town, and to provide penalties for breach of such by-law.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline, this fifth day of May, in the year of our Lord one thousand eight hundred and fifty-seven.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, May 30th, 1857.

In pursuance of the within warrant, I have notified and warned the legal voters of the town to meet at the time and place and for the purposes within named, by leaving a printed copy of the same at their last and usual places of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 103.)

In conformity with the foregoing warrant, the citizens of the town of Brookline assembled in the Town Hall in said town, on the afternoon of Wednesday, the third day of June, A. D. 1857, and were called to order at fifteen minutes past five o'clock, by the Town Clerk, who proceeded to read the warrant and return thereon, as above given.

First Article taken up: "To choose a Moderator,"—the Town Clerk presiding.

Voted, To choose a Moderator by nomination,

—and the meeting nominated and chose for Moderator of the meeting, William I. Bowditch, who took the chair.

Second Article taken up:

To hear and act upon an order of notice from the County Commissioners in respect to laying out a highway from Perkins or Cottage street in Brookline through Goddard avenue to the town of West Roxbury.

Voted, That the Selectmen be a committee to meet the County Commissioners and look after the interests of the town, and act according to their discretion.

Voted, That four additional members be added to said committee, to be appointed by the chair.

The chair appointed the following gentlemen, viz.: Messrs. Samuel Philbrick, Willard A. Humphrey, Thomas Parsons, and Augustus Allen.

The members of the committee are as follows: Messrs. James Bartlett, Marshall Stearns, Howard S. Williams, Samuel Philbrick, Willard S. Humphrey, Thomas Parsons, and Augustus Allen, committee to appear before the County Commissioners on new road.

Third Article taken up:

To hear and act upon an order of notice from the County Commissioners in respect to laying out a road from Heath to Newton street in Brookline.

Voted, That the subject be referred to the committee already chosen to take charge of the Second Article, and to oppose the laying out of the same if it is to cost the town over fifteen hundred dollars.

Fourth Article taken up:

To hear and act upon the request of Eliakim Littell in relation to purchasing land for a common for the town.

Voted, That a committee of seven citizens be appointed by the chair to take the whole subject into consideration, and report thereon at a future meeting.

The chair appointed the following-named gentlemen to constitute said committee, viz.: Messrs. Eliakim Littell, Samuel Philbrick, Amos A. Lawrence, William Bramhall, W. A. Wellman, T. P. Chandler, and Thomas Parsons.

Fifth Article taken up:

To hear and act upon the request of Eliakim Littell in respect to establishing evening schools for teaching adults to read and write.

Voted, That the subject of this article be left to the School Committee, to establish an adult school if they in their judgment think that such a school is needed in this town.

Sixth Article taken up:

To see if the town will pass a by-law concerning the removal of the engine from the engine-house by any person or persons not duly authorized, and concerning malicious interference with the building, fixtures, or apparatus belonging to the fire department, and to provide penalty for breach of such by-law.

George F. Homer then offered the following by-law:

A By-Law concerning the Engine, Engine-House, and other property thereunto belonging, in the Town of Brookline.

Section 1. No person shall willfully and without right take away or cause to be removed from any engine-house or other building in this town, or in any manner maliciously interfere with any fire-engine, hose-carriage, ladder-carriage, or any hooks, ladders, hose, or other apparatus for extinguishing fires or connected with any engine company (said property belonging to the town), without the consent of the Firewards or some one of the Selectmen of the town. And every person offending against the provisions of this section shall be liable to pay a fine of not less than five dollars nor more than twenty-five dollars for each offence, to be paid into the treasury of the town; provided, however, that nothing in this section shall be so construed as to apply to any case where the taking of such property is with the intent to steal the same.

Section 2. No person shall willfully and without right enter into any of the buildings belonging to this town which are used for engine-houses or the storage of apparatus connected with extinguishing fires, without the consent of the Firewards or officers of any engine company or one Selectman of the town, and any person offending against the provisions of this section shall be liable to a fine not less than five dollars nor more than twenty dollars for each offence, to be paid into the treasury of the town; provided, however, that nothing in this section shall be construed as to apply to any case where the entry is with intent to commit larceny.

(File G, No. 104.)

Seventh Article taken up:

To see if the town will pass a by-law concerning the rate of speed at which any beast may be driven through the ways or streets or avenues of the town, and provide penalties for breach of such by-law.

George F. Homer then offered the following by-law, to wit:

A By-Law concerning Travel in the Streets in Brookline.

No person having charge of any beast with intent to drive the same, shall suffer or permit any such beast to run, gallop, trot, or go at any rate exceeding eight miles to the hour through any way, avenue, or street in this town, and if any person shall violate the provisions of this by-law he or she shall be liable to a fine of not less than five dollars nor more than twenty dollars for each offence, to be paid into the town treasury.

(File G, No. 105.)

Voted, That the above by-laws be accepted, and that the Selectmen procure, in behalf of the town, the approval thereof by the Court of Common Pleas, according to law.

Voted, To dissolve this meeting.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

List of Soldiers in Brookline, taken May, 1857.

Thomas M. Cofran
John Drew
Ira A. Stubbs
John A. Burnham
William Almy
Amos A. Lawrence
Thomas B. Hall
William A. Bangs
Thomas Gray
Gorham Gray
Frederick Almy
Patrick Carrol
Moses J. Mandell
George Griggs
John K. Rogers
Daniel W. Rogers
Richard Bulger
Granvill T. W. Bramham
Henry Blaney
John W. Griggs
William B. Chaplin
Samuel Page
Henry Richardson
Henry Lincoln
William H. Lincoln
George M. Dexter
Charles U. Cotting
John Mitchell
John Lawton
Charles H. Ford
Lewis B. Doe
William H. Foster
Alonzo Farrar
Edward G. Parker
Richard Soule, Jr.
Frederick W. Prescott
Charles H. Stearns

Isaac Dearborn
David S. Coolidge
John Hammond
James W. Coolidge
Shadrach Robinson
William J. Griggs
Henry A. Upham
William D. Coolidge
William T. Bramhall
Thomas Bramhall
Josiah Gooding
Charles F. Huntington
John H. Dane
Benj. F. Dane
Isaac D. Hayward
William J. Swift
Edward C. Wilson
George Brooks
Charles E. Abbott
William Pope
David H. Daniels
William H. Haseltine
Thomas S. Pettingill
George F. Homer
James W. Jones
Charles Burrell
Isaac Taylor
Daniel H. Rogers
Charles Seaverns
David T. Kenrick
George Stoddard
Charles W. Smith
Edward R. Seccomb
William H. Jameson
Franklin L. Brett
T. Henry Perkins
A. B. Hardy

William Lamb
Timothy Corey
Calvin D. Crawford
James Bartlett
Calvin W. Porter
F. Henry Corey
Edward Downing
Theodore Downing
Samuel A. Robinson
Thomas B. Griggs
George Johnson
George B. Blake
John W. Candler
William Lincoln
Charles H. Wheelwright
Charles W. Tolman
James Rooney
Nathan Wheeler
Matthew Binner
Charles Magee
A. Stanly
B. Mansfield
—— Fifield
—— Mosman
Stephen Libby
William Cooper
Charles Perry
M. Taylor
Alfred Brown
—— Norton
Amos Brown
Francis Edmond
Albert S. Adams
Bradford Kingman
Moses Amory
Charles L. Palmer
Jonathan P. Sanborn

Arthur Treanor
Philip Lemmist
Oran H. Boynton
Henry Pattee
William Stearns
Robert S. Davis
Benj'n W. Hobart, Jr.
Edwin Field
James M. Seamans
Tappan Eustis Francis
Elijah C. Emerson
George E. Carlton
Oliver B. Delano
Daniel W. Atkinson
James A. Dupee
Willard Onion
Charles Sampson
Henry Gallup
Alvin A. Rice
John A. Willard
William Nash
Augustus Allen
John A. Fairbanks
John H. Webber
Michael Griffin
William W. Perry
William K. Melcher
Jona. D. Long
John O. Libby
Samuel L. Lyford
Nathaniel W. Brackett
Joseph Turner
Joseph S. Turner
John Dustin
Charles T. Brackett
Alex. H. Clapp
Sylvester Kimball
George Butters, Jr.
John Aspinwall
Mears M. Orcutt
George H. Peck
William H. Barnard
Charles Townsend
Charles Chase
Royal Woodward
Patrick Kerrigan
Edward Leahy
Michael Gleason
Daniel Duffley
Joseph Roy

Lucius K. Miles
Lowell M. Miles
D. Augustus Griggs
Horace James
Edward Lamb
Thomas Dillon
Francis Mahan
Michael Mahoney
Michael O'Herne
Stephen Ryan
Thomas Walsh
Patrick McDermot
Patrick McAvoy
Cornelius O'Herne
Michael Keegan
James Driscoll
Michael Hickey
John McNamara
John E. Horr
Ransom N. Weld
Alex. C. Studley
Reuben A. Chace
George F. Whiting
James R. Burdett
Walter Lawton
George B. Chamberlin
Edward F. Head
William Aspinwall
Frank M. Lyford
Philip Allen
—— Cofran
—— Cofran
—— Young
Oliver Cousens
John E. Cousens
Alonzo Bowman
Henry H. Blake
Horace Hatch
William O. Churchill
John C. Cook
Peter W. Pierce
—— Hanson
O. B. French
Charles P. Trowbridge
Henry Collins
Seth W. Fowle
Charles Ingalls
Martin Leonard
George H. Townsend
William Tawfe

Edwin Clark
James M. Alger
Michael Butler
Michael Mahan
George N. Dana
David Dugan
Edward A. Dana
Moses C. Warren
Augustus Batchelder
Albert A. Cobb
William F. Tuckerman
Frederick J. Williams
Nathaniel Lyford
Charles Haughton
George E. Bogman
George W. Haven
Charles B. Dana
Sargent M. Davis
George G. Stoddard
Howard S. Williams
Andrew J. Harrington
Charles Pope
James J. Walworth
George E. Hersey
Thomas H. Bacon
Isaac N. Jackson
Moses Jones, Jr.
George G. Pope
A. Rosman Walker
E. Clifford Walker
James M. Edmonds
Seth B. Poole
William B. Town
Richard Hills
Alfred Kenrick, Jr.
B. F. Baker
John P. Marquand
Daniel S. Kendall
Albert Baldwin
Edward C. Broadhead
John Kilroy
Charles H. Heath
Augustine Shurtleff
John Dean
Lawrence Kelly
Maurice Dee
John Kelley
Dennis Mahoney
John Park
Ansel H. Waterman

Isaac B. Chaplin
Michael Conway
Timothy Croaning
William Mullen
John Murphy
George W. Stearns
George W. Hancock
Charles W. Rice
Dennis Mahoney
Terrance McGuire
M. P. Kennard
Henry Lee, Jr.
Willard A. Humphrey
James Dolan
Francis K. Fisher
H. N. Fisher
Charles Smith
Hiram Ring
E. Thomas Penniman
Samuel L. Cutter
Silas H. Langley
Samuel Townsend, Jr.
Eben'r W. Reed
John Harn
Eli D. Sanderson
Charles H. Hawes
Edward Atkinson
George F. Wild
John H. Henshaw
Francis Henshaw
Richard Nichols
William Rooney
Dennis Bowman
Charles C. Follen
Joseph G. Batchelder
Joseph L. White
William M. Kee
James Lealand
John L. Sherriff
Thomas C. Quimby
Thomas Townsend
Charles G. Colbath
William J. Hyde
Samuel D. Hills
Lorenzo Stephens
J. Wingate Thornton
Edward H. Chamberlin
George F. Wardsworth
W. H. Leonard
Robert Barnett
Edward Cabot
J. Elliot Cabot
Thomas Miskill
James H. Clark
James Cowan
Lonard Loker
George H. Nelson
John W. Warren
Simon Warren
Antwine Parker
George R. Phelps
William D. Goddard
Horace T. Palmer
Charles D. Head
Henry Whitney
Horatio A. Hovey
James Ward
Rufus S. Allen
Charles G. Howard
John D. Hayward
Nathaniel G. Chapin
George Bacon
Robert Poole
James M. Howe
Benjamin H. Cook
Benjamin W. Clark
Samuel Clark
William Bird, 2d
John A. Bird
William S. Wilson
Benjamin S. Kendall
John H. A. Tapan
Moses B. Williams
Moses M. Judkins
William H. Slocum
Samuel Chase
George Atkinson
Edward S. Philbrick
William D. Philbrick
Joseph W. Goddard
William C. Wharton
William G. Weld
William W. Cook
A. B. Shedd
Thos. Chamberlin
Charles F. Foster
Abraham H. Lambert
Charles Warren
Levi Titus
Francis G. Faxon
Ebenezer Wright
Richard Smith
Michael Downs
Benjamin Leeds, Jr.
George Stone
J. Anson Guild
John Noonan
Dennis Driscoll
John S. Woods
Henry A. Bigelow
Willard Y. Gross
James Keenan
Frederick A. Derby
Charles Allen
Daniel Clark
G. Homer Morse
Nathaniel Gill
Charles Pierce
Henry Orcutt, Jr.
Marshall Russell
John D. Kelley
Elisha Jacobs
Abraham L. Cutler
Clark S. Bixby
Charles D. Kellogg
George W. Rollins
Henry Eetine
Joseph Gutterson
Charles P. Gardner
Edward Ager
Xanthus Goodnough
George Craft
Charles Craft
Albert Clifford
George Stewart
Frank Webber
Thomas Parsons
Waldo P. Maynard
Wilder Dwight
James O'Connell
Moses Withington
Otis Vinal

Recorded and returned July, 1857.
(File G, No. 106.)

Attest: B. F. Baker,
Town Clerk.

SPECIAL MEETING, SEPTEMBER 14, 1857.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the fourteenth day of September next, at three of the clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To see what action the town will take in relation to the new road as laid out by the Selectmen, from Longwood station to Harvard street.

Third. To take into consideration the widening of Washington street, and act thereon.

Fourth. To see what action the town will take in relation to the new cemetery on Heath street, in the westerly part of the town.

Fifth. To see what action the town will take in the suit of George F. Williams against the town of Brookline.

Sixth. To raise and appropriate the sums of money required for the construction of the different county or town roads about to be built.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this thirty-first day of August, in the year of our Lord one thousand eight hundred and fifty-seven.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, September 10th, 1857.

In pursuance of the within warrant, I have notified and warned the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the time and place and for the purposes within named, by leaving a printed notice of the same at their last and usual place of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 107.)

In pursuance of the foregoing warrant, the citizens of the town of Brookline assembled at the Town Hall in said town, on the afternoon of Monday, the fourteenth day of September, A. D. 1857, and were called to order at fifteen minutes past three o'clock, by the Town Clerk, who read the warrant calling said meeting, and the return thereon, and presided during the choice of a Moderator.

On motion—

Voted, That the Moderator be chosen by ballot.

The polls being opened and votes called for, the meeting proceeded to deposit their ballots, and the whole number was seventeen, all for William I. Bowditch, who was declared elected, and he took the chair.

The Second Article in the warrant was then taken up:

To see what action the town will take in relation to the new street as laid out by the Selectmen, from Longwood station to Harvard street.

Mr. James Bartlett, Chairman of the Selectmen, presented the following report:

REPORT ON LAYING OUT OF THE NEW TOWNWAY FROM HARVARD STREET TO THE LONGWOOD STATION.

The Selectmen of Brookline having given written notice of their intentions to lay out a new townway from Harvard street to the new highway laid out by the County Commissioners near the Longwood station of the Brookline Branch of the Boston and Worcester Railroad, on the twenty-second day of August, eighteen hundred and fifty-seven, at nine o'clock in the forenoon, at the Longwood station, by leaving said notice at the usual place of abode of the owners of land over which road was proposed to be laid out, seven days at least previous to the said twenty-second day of August, that all persons concerned might then and there appear for or against the laying out of said way, if they saw fit.

In conformity with said notice, the Selectmen met at the Longwood station, the place appointed, on Saturday, the said twenty-second day of

August, at nine of the clock in the forenoon, and no party appearing to object to the laying out of said way, they proceeded to lay out and did lay out the same as follows, to wit:

Beginning at a stake on Harvard street, near the junction of Pleasant street, and running southeasterly through land of Charles Stearns two hundred and forty-eight feet and three-tenths to Sewall's avenue; thence by the same line across Sewall's avenue thirty feet to land of Charles Stearns; thence by the same line through land of Charles Stearns one thousand seven feet eight-tenths to a stake; thence turning more easterly by an angle of one hundred seventy-six degrees thirty-three minutes through land of Charles Stearns eight hundred seventeen feet to land of Charles Stearns, Jr., and Marshall Stearns; thence by the same line through land of Charles Stearns, Jr., and Marshall Stearns eighty-three feet to a stake; thence turning more easterly by an angle of one hundred seventy-two degress forty-seven minutes through land of Charles Stearns, Jr., and Marshall Stearns eighty-one feet to a stake, completing the northerly line of said way. The southerly line is fifty feet distant and parallel to it, and begins at a stake on Harvard street —— feet distant from the first mentioned point of beginning, and runs southerly through land of Charles Stearns two hundred nineteen feet to Sewall's avenue; thence by the same line across Sewall's avenue thirty feet to the land of Charles Stearns; thence by the same line through land of Charles Stearns one thousand twenty-two feet four-tenths to a stake; thence turning more easterly by an angle of one hundred seventy-six degrees thirty-three minutes through land of Charles Stearns one hundred eight feet five-tenths to land of Augustus Aspinwall; thence by the same line through land of Augustus Aspinwall three hundred eighty-seven feet to land of Charles Stearns; thence by the same line through land of Charles Stearns three hundred forty-two feet one-tenth to land of Charles Stearns, Jr., and Marshall Stearns sixty-seven feet to a stake; thence turning more easterly by an angle of one hundred seventy-two degrees forty-seven minutes through land of Charles Stearns, Jr., and Marshall Stearns one hundred and four feet to a stake, completing the southerly line of said way, according to and agreeable with a survey and plan of the same made by T. B. Moses, of Roxbury, dated August the 25th, 1857, and approved and deposited in the office of the Town Clerk, August 31st, 1857, at least seven days before this meeting.

The Selectmen have taken land for the purpose of making said road as follows, to wit: Land of Charles Stearns, ninety-four thousand six hundred and seventy-one square feet; land of Charles Stearns, Jr., and Marshall Stearns, eight thousand three hundred and seventy-five square feet; land of Augustus Aspinwall, nine thousand eight hundred and twelve square feet. The land taken for said way belonging to the Messrs. Stearns, they relinquish to the town for that purpose without reward, and they have also agreed in writing to make and grade one-half of the said way suitable for public travel, in conformity with the plan of the same, free of any charge whatever to the town. The land taken for said way belonging to Augustus Aspinwall is by him relinquished to the town for that purpose without fee or reward therefor from the

town, for the above reasons and because the benefit to the owners of said lands is greater than the damages sustained by them in consequence of laying out of said townway. Therefore no compensation is awarded them for the land taken for said way.

The Selectmen will allow the owners of the land over which said way passes, twenty days from the sixteenth day of September, eighteen hundred and fifty-seven, to remove all fences, walls and trees therefrom, at the expiration of which time the town will enter upon and make and grade said street, and have it put in order for the public travel by the first day of December next.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

BROOKLINE, Sept. 14th, 1857.
(File G, No. 108.)

Voted, To accept the foregoing report and adopt the same.

The Third Article in the warrant was then taken up:

To take into consideration the widening of Washington street.

It was—

Voted, That the Selectmen, on behalf of the town, apply to the County Commissioners to locate anew and widen Washington street.

Fourth Article taken up, in relation to the new cemetery on Heath street.

Voted, That the town hereby consents to the use as a cemetery of the lot of land on Heath street owned by J. M. Finotti, subject, however, to such regulations as the Board of Health may from time to time legally establish.

Fifth Article considered—the suit of George F. Williams, of West Roxbury, against the town, to recover a tax assessed upon him and paid as the trustee of the property of Mrs. Richard Bradley.

Voted, That the whole subject be referred to the Selectmen, to take counsel, and on such advice take such steps as they may think expedient.

Sixth Article. To raise and appropriate the sums of money required for the construction of the different county or town roads about to be built.

Voted, That of the sum appropriated for the construction of the new highway from School street to the Mill Dam

road, the sum of one thousand dollars be paid to Col. Thomas Aspinwall, in such sums as shall be called for by him, provided that at all times there shall be accomplished work to double the amount called for.

Voted, That the Treasurer of the town, Moses Withington, be and hereby is authorized to borrow for the town the sum of fifty-three hundred dollars, and to give the note or notes of the town therefor, in such sums and at such times as it may be called for by the Selectmen, and that said sum be raised and appropriated for the following purposes, to wit:

For the making and completing one-half of the new town-way from Harvard street to the Longwood station .	$900 00
For the town's part of the road from Harvard street, opposite School street, to the western branch of the Mill Dam road, through land of Col. Thomas Aspinwall .	1,000 00
For building and completing the town's part of the bridge across Muddy River, near the Longwood station . .	3,400 00
Total	$5,300 00

Voted, That the Selectmen be a committee to take charge of the making of the road and bridge (on the same) to be made by the Messrs. Thomas and Augustus Aspinwall, as ordered by the County Commissioners.

Voted, That in the opinion of this meeting the Selectmen are authorized to light lamps in private streets and ways.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

GENERAL ELECTION, NOVEMBER 3, 1857.

WARRANT.

[SEAL.] [SEAL.] [SEAL.] COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Tuesday, the third day of November next, it being the Tuesday next after the first Monday in said month, at one o'clock in the afternoon, to give in their votes to the Selectmen for the following State officers, to wit:

A Governor, a Lieutenant-Governor, Secretary, Treasurer and Receiver-General, Auditor, and Attorney-General; also a Councillor for Council District Number Six, one Senator for the North Norfolk District, and a Representative for the Third Representative District of the County of Norfolk, consisting of the town of Brookline, being the number appointed to said district according to law, also one County Commissioner for the County of Norfolk; all to be voted for on one ballot. The polls to be kept open not less than two hours.

Hereof fail not, and make due return of this warrant with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline aforesaid, this twenty-sixth day of October, in the year of our Lord eighteen hundred and fifty-seven.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, October 30th, 1857.

In pursuance of the within warrant, I have notified and warned the legal voters of the town to meet at the time and place and for the purposes within named, by leaving a printed copy of the same at their last and usual places of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 109.)

Agreeable with the foregoing warrant, the legal voters of the town of Brookline assembled in the Town Hall on the afternoon of Tuesday, November the third, eighteen hundred and fifty-seven, and were called to order at one o'clock by James Bartlett, Chairman of the Selectmen.

The Town Clerk then read the warrant and the return thereon.

Voted, That the polls be kept open until seven o'clock.

The polls were then opened and kept open until seven o'clock, at which time they were declared closed, agreeable to the vote passed, and the Selectmen and Town Clerk proceeded to sort and count the ballots, and the whole number was four hundred and sixty-eight; and the whole number of votes were sorted, counted, recorded, and declaration thereof made in open town meeting, and were for the following-named persons, to wit:

For Governor: Four hundred sixty-seven.

Henry J. Gardner, of Boston, had two hundred and seven.
Erasmus D. Beech, of Springfield, had one hundred forty-one.
Nathaniel P. Banks, of Waltham, had one hundred and nineteen.

For Lieutenant-Governor: Four hundred sixty-five.

Alexander DeWitt, of Oxford, two hundred and ten.
Albert Currier, of Newburyport, one hundred and forty-three,
Eliphalet Trask, of Springfield, one hundred and twelve.

For Secretary of the Commonwealth: Four hundred sixty-five.

Benjamin L. Allen, of Boston, two hundred and eight.
Jonathan E. Field, of Stockbridge, one hundred forty-five.
Oliver Warner, of Northampton, one hundred and twelve.

For Treasurer and Receiver-General: Four hundred sixty-five.

Moses Tenney, of Georgetown, one hundred and fourteen.
Charles Thompson, of Charlestown, one hundred forty-three.
Timothy Ingraham, of New Bedford, two hundred and eight.

For Auditor: Four hundred and sixty-five.

Chandler R. Ransom, of Roxbury, two hundred and twelve.
Charles White, of Worcester, one hundred and twelve.
Seymour L. Mead, of Nantucket, one hundred forty-one.

For Attorney-General: Four hundred and sixty-four.

John H. Clifford, of New Bedford, two hundred and eighteen.
Stephen H. Phillips, of Salem, one hundred and seven.
Ezra Wilkinson, of Dedham, one hundred and thirty-nine.

Councillor for District No. Six: Four hundred sixty-eight.

Amos A. Lawrence, of Brookline, two hundred and twenty-six.
Andrew H. Ward, of Newton, one hundred thirty-seven.
Charles R. Train, of Framingham, one hundred and four.
R. Hill, of Brookline, one.

For Senator for North Norfolk District: Four hundred fifty-nine.

John N. Turner, of Brookline, two hundred and fifteen.
Henry W. Benchley, of Dorchester, one hundred and two.
Daniel D. Broadhead, of Brookline, one hundred forty-one.
James A. Dupee, one.

For County Commissioner: Four hundred and sixty-three.

Nathan Burr, of Bellingham, two hundred and nine.
John Fisher, of Dedham, one hundred and forty-one.
Lucas Pond, of Wrentham, one hundred and thirteen,

Representative to the General Court from District No. Three: Four hundred sixty-one.

John H. Wakefield, one hundred and one.
Harrison Fay, one hundred and forty.
A. W. Goddard, one.
Thomas Parsons, two hundred and nineteen, and was declared elected from said District No. Three, consisting of the town of Brookline.

In voting the check-list was used, and no one was suffered to deposit his vote until his name was checked.

The business being all accomplished, the returns were filled up and signed by the Selectmen and Town Clerk and declaration thereof made in open town meeting, and delivered to the Town Clerk to forward to their various destinations. The meeting was declared dissolved, by the Chairman of the Selectmen.

Dissolved.

Attest: B. F. BAKER,
Town Clerk.

SPECIAL MEETING, DECEMBER 7, 1857.

WARRANT.

[SEAL.] [SEAL.] [SEAL.]

COMMONWEALTH OF MASSACHUSETTS.

NORFOLK, ss.

To either of the Constables of the Town of Brookline,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the town of Brookline, qualified to vote in elections, to meet at the Town Hall in said town, on Monday, the seventh day of December next, at three of the clock in the afternoon, for the following purposes, to wit:

First. To choose a Moderator.

Second. To see what action the town will take in respect to continuing a police and night watch, and raise and appropriate money to defray the expense of the same.

Third. To see what action the town will take in relation to lighting lamps in streets and places not accepted by the town as public ways.

Hereof fail not, and make due return of this warrant, with your doings thereon, at the time and place of said meeting.

Given under our hands and seals at Brookline, this twenty-eighth day of November, in the year of our Lord eighteen hundred and fifty-seven.

JAMES BARTLETT,
MARSHALL STEARNS,
HOWARD S. WILLIAMS,
Selectmen of Brookline.

NORFOLK, ss. BROOKLINE, December 3d, 1857.

By virtue of the within warrant, I have notified the legal voters of the town of Brookline to meet at the time and place and for the purposes within named, by leaving a printed copy of the same at their last and usual place of residence.

ELISHA STONE,
Constable of Brookline.

(File G, No. 110.)

In pursuance with the foregoing warrant, the citizens of the town of Brookline assembled at the time and place named, and were called to order by the Town Clerk, who read the warrant and return thereon, and presided during the choice of a Moderator.

T. P. Chandler was nominated and chosen Moderator, and took the chair.

The Second Article in the warrant was then taken up, and on motion it was—

Voted, That the sum of two thousand five hundred dollars be raised and appropriated to defray the expense of the police during the present year, under the direction of the Selectmen.

Article Third taken up,—to see if the town would light lamps on places and ways not accepted by the town.

On motion of W. I. Bowditch—

Voted, That the Selectmen be and are hereby authorized, in their discretion, to light lamps erected by the citizens in ways not accepted by the town.

Voted, That the Town Treasurer be and hereby is authorized to borrow the sum of two thousand five hundred dollars to defray the expense of the police, at such times and in such sums as may be called for by the Selectmen, and to give the note or notes of the town therefor.

Voted, That the Selectmen be authorized to use the police force by night or by day, as they may deem it necessary for the protection of the town.

Voted, That a committee of three be appointed by the Moderator to appear before the County Commissioners on the seventeenth inst., and to attend to the subject of widening Washington street.

The chair appointed the following gentlemen, viz. : Messrs. James Bartlett, William Aspinwall, and George B. Blake.

Mr. Aspinwall declined to serve, and the meeting chose Mr. T. P. Chandler in his place.

On motion of Marshall Stearns, it was—

Voted, That two be added to the committee,

—and Messrs. William Aspinwall and Moses Withington

were appointed. The committee was thus composed of the following-named gentlemen : Messrs. James Bartlett, George B. Blake, T. P. Chandler, William Aspinwall, and Moses Withington, committee to attend to the widening of Washington street.

Dissolved.

Attest : B. F. BAKER,
Town Clerk.

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